

# **HOUSE FINANCE DIVISION II**

## **AGENCY HB 2 REQUESTS – DRAFT LANGUAGE**

**MARCH 14, 2025**

**DEPARTMENT OF SAFETY**

**2 - New HB2 Requests:**

- b) Fire Standards and Training and Emergency Medical Services (FSTEMS): Bureau of Emergency Medical Service repeal section and clarity.

**Proposed HB2 change:**

Department of Safety; Division of Fire Standards and Training and Emergency Medical Services.  
RSA 21-P:12-b Bureau of Emergency Medical Services.

I. There is established within the division of fire standards and training and emergency medical services a bureau of emergency medical services under the supervision of a classified chief of the bureau of emergency medical services reporting to the division director.

II. The bureau chief, under the supervision of the director of the division of fire standards and training and emergency medical services, shall:

- (a) Be responsible for the day-to-day operations of the bureau of emergency medical services.
- (b) Plan and provide operational resources as available, for the coordination of emergency medical and adult and pediatric trauma services recommended throughout the state with and between private units and local, county, and state agencies. Such a plan shall include provisions for response to mass casualty incidents. The plan shall be tested by exercises from time to time in coordination with other appropriate local and state agencies.
- (c) Carry out public information and education relative to the availability and appropriate use of the emergency medical and trauma services system.
- ~~(d) Facilitate the establishment and maintenance of a communications network that addresses citizen access to the emergency medical and trauma services system and communications among emergency medical service units, health care facilities, and other local, county, and state agencies involved in the care or transportation of persons in need of appropriate medical attention:~~
- (e) Provide for the training and for the written and practical testing of emergency medical care providers, in accordance with RSA 153-A:11.
- (f) License emergency medical care providers, emergency medical service units, emergency medical service instructor/coordinators, emergency medical service training agencies, **emergency medical services dispatchers**, and emergency medical service vehicles, **including wheelchair vans for hire.**

**Justification for request:**

The repeal is being requested because the citizens of NH can access the EMS resources in their local communities by called 911. Additionally, the Division has never had responsibility or capability of a communication network for EMS units. Pursuant to RSA 21-P:2 of the Department of Safety stated the Department's general functions would include Statewide enhanced 911 and emergency telecommunications services. This responsibility would fall more under E911 or the Statewide Interoperability Coordinator. Furthermore, the repeal of the licensing of emergency medical dispatchers, is the only areas of law and rules that reference emergency medical dispatchers. There has never been any movement on establishing licensing criteria for emergency medical dispatchers and would fall outside the scope of the Bureau of EMS. The repeal of the licensing of wheelchair van goes along with the above explanation about the declaration policy.

**DEPARTMENT OF SAFETY**

c) Division of Fire Safety, requests an amendment to RSA: 100-A:

**Proposed HB2 change:**

RSA 100-A:3

III-c. Notwithstanding the provisions of RSA 100-A:1, VIII, any permanent fireman who has been a group II member and who has 10 years' fire service experience, or any person included in the definition of "fire service personnel" as defined in RSA 21-P:25, II(c) who has 10 years' fire service experience, who is or becomes the director of the division of fire safety, the director of the division of homeland security and emergency management, the director of the division of fire standards and training and emergency medical services, any fire instructor, supervisor, instructor, or other technical specialist who has hazardous materials, firefighting, or rescue training functions and who has as a job requirement satisfied the fire standards and training commission's entrance and certification requirements for physical condition, education, and training shall be construed to be a permanent fireman for the purposes of membership in group II and shall remain in the system for the duration of service in that capacity with the fire standards and training commission or the division of fire safety.

**Justification for request:**

Similar to current proposed HB2 sections: 150 (Hazardous Materials Incident Response Coordinator )152 (Chief of Policy and Planning), this change will enhance the appeal of this position and address current challenges in recruitment.

## Mick Landrigan

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**From:** Chandonnet, Danielle <Danielle.M.Chandonnet@dot.nh.gov>  
**Sent:** Tuesday, March 11, 2025 5:43 PM  
**To:** Mick Landrigan  
**Subject:** Law Change for P3 Revenue Requested

**Importance:** High

Caution! This message was sent from outside your organization.

We are suggesting language be added to the P3 statutes (currently NH RSA 228:107 – 115), but anywhere else more appropriate within Chapter 228 would probably work, too.

Specifically, we are looking to amend 228:14 State and Federal Funding.

**Current Language: 228:114 State and Federal Funding.** – Any public-private partnership projects shall be approved as part of the state 10-year transportation improvement program in accordance with RSA 240.

**Suggestion to amend as follows: 228:114 State Funding, Federal Funding and Revenues Derived.**

- I. Any public-private partnership projects using State or Federal funding shall be approved as part of the state 10-year transportation improvement program in accordance with RSA 240.
- II. All proceeds or revenues to the state derived from public-private partnerships, and intended for payment to the Department of Transportation, shall be credited to the Department of Transportation, restricted per the approved public-private partnership agreement, continuously appropriated and non-lapsing.

This language would negate the need for a Dedicated Fund.

**STATE OF NEW HAMPSHIRE  
2026-2027 BIENNIUM  
FORM E – NECESSARY STATUTES OR RULE CHANGES**

<b>CODE</b>	<b>DESCRIPTION</b>	
<b>CATEGORY</b>	04	TRANSPORTATION
<b>DEPARTMENT</b>	00096	TRANSPORTATION DEPT
<b>AGENCY</b>	096	TRANSPORTATION DEPT
<b>ACTIVITY</b>	FIN960215	DIVISION OF FINANCE

**(A) Efficiency Budget Statute/Rule Changes:**

The DOT Finance & Contracts Division currently assigns, manages, and releases encumbrances at an annual average volume of 735 items accounting for \$182 million each year. Additionally, multiyear encumbrances and task orders are managed through this process at a rate of 500 items consistently during the year. It has been a long-standing practice (exceeding 20 years) that the DOT Finance & Contracts Division has had the authority to encumber and un-encumber funds along with assignment and management of task orders to support the overall financial payments and budget management process at the DOT. The purpose of this request is to formalize that authority.

**Request to amend RSA 21-I:18 Exemptions to add item (p) to read:**

The Department of Transportation shall have the authority to encumber and unencumber funds for approved expenditures, revenue, task orders and items approved through the G&C approval process.

**(B) Additional Statute/Rule Changes: N/A**

**(C) Ten-Year Cost Projections: N/A**

**(D) DHHS; Ten-Year Cost Projections: N/A**

**(E) Any Other Requests: N/A**

**(F) Other Footnote Requests: N/A**

**(G) Current Transfer Authority: N/A**

**STATE OF NEW HAMPSHIRE  
2026-2027 BIENNIUM  
FORM E – NECESSARY STATUTES OR RULE CHANGES**

CODE	DESCRIPTION	
CATEGORY	04	TRANSPORTATION
DEPARTMENT	00096	TRANSPORTATION DEPT
AGENCY	096	TRANSPORTATION DEPT
ACTIVITY	AER964010	AERO, RAIL & TRANSIT FND 10

**(A) Efficiency Budget Statute/Rule Changes:**

**Park and Ride Facilities**

**RSA 262:32 Reasons for Removal and Impoundment, add:**

VIII. A vehicle, camper or other equipment that has been towed to and left at a park and ride facility without the written approval of the Commissioner. In such cases, the State may pursue reimbursement for the cost of removal of the vehicle, camper, or other equipment from the towing company and/or the owner of the vehicle, camper, or other equipment.

**(B) Additional Statute/Rule Changes: N/A**

**(C) Ten-Year Cost Projections: N/A**

**(D) DHHS; Ten-Year Cost Projections: N/A**

**(E) Any Other Requests: N/A**

**(F) Other Footnote Requests: N/A**

**(G) Current Transfer Authority: N/A**

**STATE OF NEW HAMPSHIRE  
2026-2027 BIENNIUM  
FORM E – NECESSARY STATUTES OR RULE CHANGES**

CODE	DESCRIPTION	
CATEGORY	04	TRANSPORTATION
DEPARTMENT	00096	TRANSPORTATION DEPT
AGENCY	096	TRANSPORTATION DEPT
ACTIVITY	ADM960015	DIVISION OF ADMINISTRATION

**(A) Efficiency Budget Statute/Rule Changes:**

**(B) Additional Statute/Rule Changes:**

**236:19 Obstructing Water; Penalty.** – Any person who shall place, or suffer to be placed or to remain, any logs, earth or other substances within the limits of a highway or state-owned railroad corridor, or upon land in the vicinity of a highway or state-owned railroad corridor by which the water in a stream, pond or ditch is turned upon the highway or state-owned railroad corridor and injures or renders it unsuitable for public or railroad travel, shall be guilty of a violation if a natural person, or guilty of a misdemeanor if any other person. If such highway is maintained by the town, the fine shall be for the use of the town and if such highway or railroad is maintained by the state, the fine shall be for the use of the department of transportation. Nothing in this section shall be construed as prohibiting the placing of snow within the limits of a highway for the purpose of crossing or recrossing by sleds, logging or farming equipment.

**Source.** 1881, 50:1. PS 77:12. PL 92:13. 1941, 41:1. RL 108:13. 1945, 188:1, part 19:17. RSA 249:22. 1973, 530:27. 1981, 87:1. 1985, 402:6, I(a)(7).

**RSA 94:1-a, III.** Officials named in this section shall be placed in the corresponding steps in the new salary ranges as their length of service justifies and in accordance with RSA 94:3. Lottery commissioners who are members of a multi-state lottery commission and who are authorized to be compensated for such services shall be compensated in addition to their salary under RSA 94:1-a, II, provided, that such additional salary equals no more than \$50 per actual day worked plus reasonable expenses for duties performed as a multi-state lottery commissioner. Racing commissioners, lottery commissioners, and the state entomologist only excepted, any official

whose salary upon placement in the new salary range is less than that of a subordinate classified employee shall be placed at the next higher step in range above said classified employee and shall be entitled to any increase provided for herein until the maximum provided herein is reached. However, in the event that the maximum of the unclassified position is less than the salary of said subordinate classified employee, the governor and council is authorized to increase the maximum of the unclassified position in an amount to provide a differential of not more than \$5,000.

**(C) Ten-Year Cost Projections: N/A**

**(D) DHHS; Ten-Year Cost Projections: N/A**

**(E) Any Other Requests: N/A**

**(F) Other Footnote Requests: N/A**

**(G) Current Transfer Authority: N/A**

## Department of Education – HB2 FY26/27

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### Synopsis:

Addition of 10<sup>th</sup> Grade Assessment (for Prioritized Need) and Clarification of Assessment requirements

### Description:

This language

- adds a required 10th grade assessment for NH schools administered by NHED
- clarifies that NH nonpublic school students (in addition to home school) may participate in statewide assessments through their resident public school
- Gets rid of arbitrary language say “the department may use SAT” which is unneeded as the department may use which ever assessment it selects through the statewide procurement process
- Clarifies that schools should not be penalized for lower participation rates as a result of parent assessment opt-outs

### Statutory Language:

*Amend RSA 193-C:6*

193-C:6 Assessment Required.

I. A statewide assessment of mathematics and English and language arts shall be administered in all chartered public schools, public schools, and public academies in the state in each of the grades 3 through 8, and grade 11. ~~one grade in high school.~~ A statewide assessment of science shall be administered in all chartered public schools, public schools, and public academies in the state once in grade 5, once in grade 8, and one grade in high school.

II. A school-district may choose to participate in a locally-developed, alternative assessment program, in place of the statewide assessment, if such a program is offered by the department and approved by the United States Department of Education.

**III. Beginning with school year 2026-2027, the Department shall make available an assessment to all 10th grade students enrolled in public schools, public chartered schools, and public academies.**

**IV. Beginning with school year 2027-2028, all 10th grade students enrolled in a public school, public chartered school, or public academy shall participate in the statewide administration of the 10<sup>th</sup> grade assessment. The Department shall collect and report student achievement and growth metrics from the assessment.**

V. All public school students in the designated grades shall participate in the assessment, unless such student is exempted from taking the test by his or her parent or legal guardian, or provided that the commissioner of the department of education may, through an agreement with another

## Department of Education – HB2 FY26/27

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state when such state and New Hampshire are parties to an interstate agreement, allow pupils to participate in that state's assessment program as an alternative to the assessment required under this chapter.

VI. Home educated and **nonpublic school** students may contact their local school districts if they wish to participate in the statewide assessment. ~~Private~~ Nonpublic schools may contact the department of education to participate in the statewide assessment.

~~V. The department may use the College Board SAT or ACT college readiness assessment to satisfy the high school assessment requirements of this chapter.~~

VII. The statewide assessment results of a student or the student's school district shall not be included as part of the student's transcript unless the student, if 18 years of age or older, or the student's parent or legal guardian if the student is under 18 years of age, consents.

VII. A school ~~district~~ shall not penalize any exempted student nor shall the department of education ~~or the state board of education~~ penalize any school ~~district~~ for a lower participation rate **as a result of parents or legal guardians exempting students from the assessment**. A school ~~district~~ shall develop a form to be signed by the parent or legal guardian of any student exempted from the assessment. The school ~~district~~ shall provide an appropriate alternative educational activity for the time period during which the assessment is administered. The alternative activity shall be agreed upon by the school ~~district~~ and the parent or legal guardian of the student. The name of the parent or legal guardian and any specific reasons disclosed to school officials for the objection to the assessment shall not be public information and shall be excluded from access under RSA 91-A.

**OR**

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### **Synopsis:**

Clarification of Assessment requirements

### **Description:**

This language

- clarifies that NH nonpublic school students (in addition to home school) may participate in statewide assessments through their resident public school
- Gets rid of arbitrary language say “the department may use SAT” which is unneeded as the department may use which ever assessment it selects through the statewide procurement process

## Department of Education – HB2 FY26/27

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- Clarifies that schools should not be penalized for lower participation rates as a result of parent assessment opt-outs

### **Statutory Language:**

*Amend RSA 193-C:6*

193-C:6 Assessment Required.

I. A statewide assessment of mathematics and English and language arts shall be administered in all chartered public schools, public schools, and public academies in the state in each of the grades 3 through 8, and grade 11. ~~one grade in high school.~~ A statewide assessment of science shall be administered in all chartered public schools, public schools, and public academies in the state once in grade 5, once in grade 8, and one grade in high school.

II. A school ~~district~~ may choose to participate in a locally-developed, alternative assessment program, in place of the statewide assessment, if such a program is offered by the department and approved by the United States Department of Education.

III. All public school students in the designated grades shall participate in the assessment, unless such student is exempted from taking the test by his or her parent or legal guardian, or provided that the commissioner of the department of education may, through an agreement with another state when such state and New Hampshire are parties to an interstate agreement, allow pupils to participate in that state's assessment program as an alternative to the assessment required under this chapter.

IV. Home educated and **nonpublic school** students may contact their local school districts if they wish to participate in the statewide assessment. ~~Private~~ Nonpublic schools may contact the department of education to participate in the statewide assessment.

~~V. The department may use the College Board SAT or ACT college readiness assessment to satisfy the high school assessment requirements of this chapter.~~

V. The statewide assessment results of a student or the student's school district shall not be included as part of the student's transcript unless the student, if 18 years of age or older, or the student's parent or legal guardian if the student is under 18 years of age, consents.

VI. A school ~~district~~ shall not penalize any exempted student nor shall the department of education ~~or the state board of education~~ penalize any school ~~district~~ for a lower participation rate **as a result of parents or legal guardians exempting students from the assessment.** A school ~~district~~ shall develop a form to be signed by the parent or legal guardian of any student exempted from the assessment. The school ~~district~~ shall provide an appropriate alternative educational activity for the time period during which the assessment is administered. The alternative activity shall be agreed upon by the school ~~district~~ and the parent or legal guardian of the student. The name of the parent or legal guardian and any specific reasons disclosed to

**Department of Education – HB2 FY26/27**

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school officials for the objection to the assessment shall not be public information and shall be excluded from access under RSA 91-A.

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# Department of Education – HB2 FY26/27

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## **Synopsis:**

Universal EFAs (Department Prioritized Need)

## **Description:**

This language expands Education Freedom Accounts eligibility from pupils who are 350% or less of the federal poverty guidelines to all NH Resident pupils

## **Statutory Language:**

194-F:1 VI. “Eligible student” means a resident of this state who is eligible to enroll in a public elementary or secondary school ~~and whose annual household income at the time the student applies for the program is less than or equal to 350 percent of the federal poverty guidelines as updated annually in the Federal Register by the United States Department of Health and Human Services under 42 U.S.C. section 9902(2). No income threshold need be met in subsequent years, provided the student otherwise qualifies.~~ Students in the special school district within the department of corrections established in RSA 194:60 shall not be eligible students;

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## Department of Education – HB2 FY26/27

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### Synopsis:

Technical Correction/Improvements to State Special Education Aid

### Description:

This language clarifies that it is the Department of Education, not the state board of education, that is responsible for the payment of state special education aid, changes the state special education aid formula to rely to the actual cost per pupil as determined by the department rather than an arbitrary estimated cost per pupil, and removes requirement for unexpended funds to be transferred and allows them to lapse.

### Statutory Language:

Amend RSA 186-C:18

- I. III. (a) ~~The state board of education through the commissioner,~~ department of education shall distribute aid available under this paragraph as entitlement to such school districts as have a special education pupil for whose costs they are responsible, for whom the costs of special education in the fiscal year exceed 3 1/2 times the ~~estimated most current~~ state average expenditure per pupil for the school year preceding the year of distribution. If in any year, the amount appropriated for distribution as special education aid in accordance with this section is insufficient therefor, the appropriation shall be prorated proportionally based on entitlement among the districts entitled to a grant. ~~If there are unexpended funds appropriated under this paragraph at the end of any fiscal year, such funds shall be distributed for court ordered placements and episodes of treatment under RSA 186-C:19 b.~~ The state may designate up to \$250,000 of the funds which are appropriated as required by this paragraph, for each fiscal year, to assist those school districts which, under guidelines established by rules of the state board of education, may qualify for emergency assistance to mitigate the impact of special education costs. The state may designate up to an additional \$250,000 of the funds which are appropriated under this paragraph for each fiscal year for any community of 1,000 or fewer residents to mitigate the impact of special education costs when emergency assistance is necessary to prevent significant financial harm to such district or community. Upon application to the commissioner of education, and approval by the commissioner, such funds may be accepted and expended by school districts in accordance with this chapter; provided, however, that if a school district has received emergency assistance funds for certain children with disabilities, it shall not receive special education aid for those same children with disabilities. If any of the funds designated for emergency assistance under this paragraph are not used for such emergency assistance purposes, the funds shall be used to assist school districts in meeting special education cost increases in their special education programs as provided by this paragraph.

## Department of Education – HB2 FY26/27

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### Synopsis:

Technical Correction to Adequacy formula

### Description:

Removes “factor” which was remaining from prior calculation.

### Statutory Language:

#### **198:40-d Annual Adjustment. –**

Beginning July 1, 2024 and every year thereafter, the department of education shall adjust the following with an increase of 2 percent annually:

I. Per pupil costs in RSA 198:40-a, II;

II. Extraordinary need grant "grant floor," "grant ceiling," "~~factor,~~" and "max grant" as defined in RSA 198:40-f, II, (a)-(d); and

III. Chartered public school additional grants under RSA 194-B:11, I(b)(1)(A) and (B).

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## Department of Education – HB2 FY26/27

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### Synopsis:

Requires schools to use the state’s assessment portal when implementing the naturalization examination

### Description:

This language requires schools public schools to use the state’s assessment portal when administering the naturalization examination (a statutorily required graduation requirement) , requires the department of education to provide appropriate accommodations for students with disabilities for this assessment, and requires the department of education to publish the results of the assessment.

### Statutory Language:

RSA 189:11, II.

- (a) As a component of instruction under this section, a locally developed competency assessment of United States government and civics that includes, but is not limited to, the nature, purpose, structure, function, and history of the United States government, the rights and responsibilities of citizens, and noteworthy government and civic leaders, shall be administered to students as part of the required high school course in history and government of the United States and New Hampshire.
  - (b) To be eligible for a graduation certificate, a student in a public, chartered public, non-public school, or a privately incorporated school that serves as a public school in the state, shall attain a locally sanctioned passing grade on the competency assessment, and a ~~grade of~~ **shall score** 70 percent or better on the 128 question civics (history and government) naturalization examination developed by the 2020 United States Citizen and Immigration Services. Public and chartered public schools shall use the assessment **provided by the department of education**. ~~Schools are required to~~
  - (c) **The department of education shall** provide accommodations and may modify the naturalization examination for a child with a disability in accordance with the child's individualized education program. ~~By June 30 of each year,~~
  - (d) **Annually, the department shall publish a report of the state and district results of the civics assessment** ~~each school district, chartered public~~
  - (e) ~~Nonpublic schools, or a privately incorporated school that serves as a public school in the state,~~ shall submit the results of the United States Citizenship and Immigration Services (USCIS) test to the department of education.
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## Department of Education – HB2 FY26/27

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### Synopsis:

Amend RSA 186-C:5 by adding that the Department can use the recent Legislative Budget Assistant (LBA) audits of the special education program for the decennial requirement to have an outside audit conducted of the program.

### Description:

Amend RSA 186-C:5 by adding:

For the 2025 evaluation, the department can utilize the Special Education Dispute Resolution performance audit and the Special Education performance audit from the Audit Division of the Office of Legislative Budget Assistance of the New Hampshire General Court, to meet this requirement. This will allow the department to still meet the requirement of the RSA of having an outside entity provide an audit of the program while allowing the state to not duplicate efforts and expend additional funds by contracting with an outside entity to conduct an additional audit.

### Statutory Language:

*RSA 186-C:5 IX. The department, with input from the advisory committee on the education of children/students with disabilities, shall select and contract with an independent, nationally recognized organization in program evaluation and quality assurance to evaluate in 2010, 2015, and decennially thereafter, the effectiveness of the program approval and monitoring system, including whether it is carrying out activities in RSA 186-C:5 in an efficient manner. Such organization shall submit recommendations for any improvements to the commissioner, the state board of education, the governor, and the general court within 90 days of completing the program evaluation. On or before September 1, 2013, the department shall submit a written response to the report submitted by the organization that conducted the 2012 independent evaluation. The written response shall include a detailed plan for how the department will address the areas identified as needing improvement and the recommendations made in the initial evaluation required under this section. The written response shall include specific steps the department plans to take, along with a timeline for each step. The written response shall also provide an explanation for any actions the department will not implement or complete during the plan's timeframe. On or before December 30, 2013 and June 30, 2014, the department shall submit a report of its progress toward completing its plan. The plan and reports shall be submitted to the governor, to the chairpersons of the senate and house committees with jurisdiction over education policy, to the state advisory committee for the education of children with disabilities established in RSA 186-C:3-b, and to the state board of education. For the 2015 evaluation, the department shall invite the same organization that conducted the 2012 evaluation to respond to a request for proposals. The 2015 evaluation shall include feedback on the steps the department has taken in response to the recommendations in the 2012 report. For the 2025 evaluation, the department can utilize the Special Education Dispute Resolution performance audit and the Special Education performance audit from the Audit Division of the Office of Legislative Budget Assistance of the New Hampshire General Court, to meet this requirement.*

**Department of Education – HB2 FY26/27**

*The department shall provide unimpeded access to all documents requested by the organization, except as otherwise required by law.*

## Department of Education – HB2 FY26/27

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### Synopsis:

Amend Chapter 79:81, Laws of 2023 Appropriations; Department of Education; Computer Science Professional Development to add in that funds may also be utilized to provide grants to the University of New Hampshire (UNH) for providing post-secondary credit through the Virtual Learning Academy Charter School to high school students.

### Description:

The amendment will allow the Department to continue with the Computer Science professional development program while allowing for an additional offering to provide high school students eligible to attend NH public schools the ability to earn UNH secondary credits through the Virtual Learning Academy Charter Schools. While the department has implemented the computer science educator credential program it has not generated much interest. This addition will allow the department to provide more opportunities and utilize the appropriated funds more effectively. By striking the language regarding “*individuals holding an eligible industry recognized credentials to teach computer science,*” this allows the department to also encourage individuals that have an extensive background in working in the computer science field but may not hold an industry recognized credential to teach computer science or related courses.

### Statutory Language:

#### **Amend 2023 Appropriation 81, Section II**

Amend Chapter 79:81, Laws of 2023 Appropriations; Department of Education; Computer Science Professional Development.

*II. There is hereby appropriated to the department of education the sum of \$2,741,871 for the fiscal year ending June 30, 2023 for the purpose of implementing the Computer Science Educator Credential program pursuant to RSA 200-O:4 and to provide grants to the University of New Hampshire College for providing post-secondary credit through the Virtual Learning Academy Charter School to high school students eligible to attend New Hampshire public school pursuant to RSA 193:12 ~~encouraging individuals holding an eligible industry recognized credentials to teach computer science or related courses of study in New Hampshire approved education programs.~~ This appropriation shall not lapse. The governor is authorized to draw a warrant for said sum out of any money in the treasury not otherwise appropriated.*

*79:82 Effective Date. Section 81 of this act shall take effect June 30, 2023.*

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## Department of Education – HB2 FY26/27

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### Synopsis:

Charter School December 1<sup>st</sup> Payment

### Description:

This will allow charter schools to use their Oct 1<sup>st</sup> data submission (already required) for the calculation of their Dec 1<sup>st</sup> payment rather than complete additional data submission

### Statutory Language:

Amend RSA 194-B:11, I(c) to read as follows:

(c) ~~The commissioner of the~~ department of education shall calculate and distribute chartered public school tuition payments as set forth herein. The first payment shall be 30 percent of the per pupil amount multiplied by the number of eligible pupils **enrolled and** present on the first day of the current school year. Such payment shall be made no later than 15 days after the department of education receives the **attendance approved enrollment** report. The December 1 payment shall be 30 percent of the per pupil amount multiplied by the membership on **October** ~~November~~ 1, and the March 1 payment shall be 30 percent of the per pupil amount multiplied by the membership on February 1. To calculate the final payment, ~~the commissioner of the~~ department of education shall multiply the per pupil amount by the average daily membership in attendance for the full school year, and subtract the total amount of the first 3 payments made. The remaining balance shall be the final payment. Eligible chartered public schools shall report membership in accordance with RSA 189:1-d. In this subparagraph, "membership" shall be as defined in RSA 189:1-d, II. Tuition amounts shall be prorated on a per diem basis for pupils attending a school for less than a full school year. **The average daily membership in attendance for the Virtual Learning Academy Charter School shall be calculated by converting each credit completed into an average daily membership metric utilizing the basis that 12 half-credits equal 1.0 average daily membership. No full-time enrolled pupil at the Virtual Learning Academy Charter School shall have an average daily membership that exceeds 1.0.**

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**Department of Education – HB2 FY26/27**

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**Synopsis:**

Removes fiscal requirement for PSI Grants

**Description:**

Removes requirement to get fiscal authorization for PSI grants, consistent with other state grant practices

**Statutory Language:**

**Amend 198:15-y Public School Infrastructure Fund.**

**198:15-y III.** The public school infrastructure commission may authorize the department of education to fund expenditures ~~with approval of the fiscal committee of the general court~~ for the following purposes:

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