

Amendment to HB 2-FN-A-LOCAL

1 Amend the bill by replacing sections 48-50 with the following:

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3 48 Transfer; Education Trust Fund. The comptroller shall transfer the following amounts from
4 the education trust fund to the public school infrastructure fund established in RSA 198:15-y:
5 \$1,000,000 on July 1, 2021 and \$1,000,000 on July 1, 2022.

6 49 Public School Infrastructure Fund. Amend RSA 198:15-y to read as follows:

7 198:15-y Public School Infrastructure Fund.

8 I. The general court recognizes that there is a need to provide funding for infrastructure
9 projects for public elementary and secondary schools. Therefore, it is the intent of this chapter to
10 designate certain surplus funds in the 2016-2017 biennial budget to provide grants to fund select
11 school infrastructure projects in accordance with this chapter.

12 II. There is hereby established in the office of the state treasurer the public school
13 infrastructure fund which shall be kept distinct and separate from all other funds and which shall be
14 administered by the department of education. After transferring sufficient funds to the revenue
15 stabilization reserve account to bring the balance of that account to \$100,000,000, the state treasurer
16 shall transfer the remainder of the general fund surplus for fiscal year 2017, as determined by the
17 official audit performed pursuant to RSA 21-I:8, II(a), to the fund. Any earnings on fund moneys
18 shall be added to the fund. All moneys in the fund shall be nonlapsing and continually appropriated.
19 The department of education may retain up to 3 percent of the total annual appropriation of the
20 public school infrastructure fund on or after July 1, 2019, to be used to administer the public school
21 infrastructure program. ~~[Any unexpended or unencumbered balance as of June 30, 2021 shall be~~
22 ~~transferred to the general fund.]~~

23 III. The governor, in consultation with the public school infrastructure commission, may
24 authorize fund expenditures with approval of the fiscal committee of the general court and the
25 executive council. Funds may be expended for the following purposes:

26 (a) A school building or infrastructure proposal in which the condition of such school
27 building or portion thereof constitutes a clear and imminent danger to the life or safety of occupants
28 or other persons and requires remediation as soon as practicable.

29 (b) A school building or infrastructure proposal in which a structural deficiency in the
30 function or operation of a school building or portion thereof presents a substantial risk to the life or
31 safety of the occupants or other persons and is more than a technical violation of the fire code, and
32 requires remediation as soon as practicable.

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1 (c) Support of fiber optic connections for schools to enhance and improve reliance on
2 Internet technology tools, provided matching funds are available.

3 (d) Funding for the department of safety, division of homeland security and emergency
4 management's school emergency readiness program to improve security in public schools, after the
5 completion of a security assessment, and in consultation with municipal officials.

6 (e) A school building or infrastructure proposal which is necessary to comply with
7 Americans with Disabilities Act (ADA) regulations.

8 (f) ***Energy efficient school buses or other vehicles used for transportation of***
9 ***students.***

10 (g) Other school building or infrastructure needs the governor, in consultation with the
11 public school infrastructure commission, may identify, except for school building aid projects that are
12 otherwise prohibited by law.

13 ***IV. In order for a school to be eligible for a grant from the public school***
14 ***infrastructure fund, the public school infrastructure commission in consultation with the***
15 ***department of education shall determine that the school has a need unmet by federal***
16 ***stimulus funds for the project.***

17 50 Repeal. 2017, 156:72, relative to the prospective repeal of the public school infrastructure
18 fund and commission, is repealed.