

HB 140 - AS INTRODUCED

2021 SESSION

21-0265

06/04

HOUSE BILL ***140***

AN ACT relative to private rights of action regarding pupil safety.

SPONSORS: Rep. Cordelli, Carr. 4; Rep. Ladd, Graf. 4; Rep. Boehm, Hills. 20; Rep. Verville, Rock. 2; Rep. Shaw, Hills. 16; Rep. A. Lekas, Hills. 37; Rep. J. Osborne, Rock. 4; Rep. Layon, Rock. 6; Sen. Ward, Dist 8

COMMITTEE: Education

ANALYSIS

This bill creates a private right of action for bullying and cyberbullying.

Explanation: Matter added to current law appears in ***bold italics***.
Matter removed from current law appears ~~[in brackets and struckthrough]~~
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty One

AN ACT relative to private rights of action regarding pupil safety.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 1 Safety and Violence Prevention; Pupil Safety Private Right of Action. RSA 193-F:9 is repealed
2 and reenacted to read as follows:

3 193-F:9 Private Right of Action Permitted. Any person aggrieved as a result of gross negligence
4 or willful misconduct in violation of any provision of this chapter may initiate an action against a
5 school district or chartered public school and may recover court costs and reasonable attorney's fees
6 as the prevailing party. Nothing in this section shall supercede or replace existing rights or
7 remedies under any other law.

8 2 Effective Date. This act shall take effect upon its passage.