

CHAPTER 199  
SB 404-FN – FINAL VERSION

25Apr2012... 1674h  
15May2012... 2161h

2012 SESSION

12-3065  
04/09

SENATE BILL        ***404-FN***

AN ACT            relative to funding for pupils enrolled in vocational education programs.

SPONSORS:        Sen. Prescott, Dist 23; Rep. Lovejoy, Rock 13

COMMITTEE:       Education

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ANALYSIS

This bill changes the procedures for tuition and transportation reimbursement for students enrolled in a career and technical education program.

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                         Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Twelve*

AN ACT                    relative to funding for pupils enrolled in vocational education programs.

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

1            199:1 Regional Vocational Education; Definition. Amend RSA 188-E:2, II to read as follows:

2            II. "Sending district" shall mean:

3            **(a)** A school district where students reside~~[-, and for whom said district has tuition~~  
4 ~~responsibility,]~~ who attend a regional center, regional course, or alternative education program other  
5 than within the district itself; **or**

6            **(b)** *If a student attends a chartered public school the sending district shall be*  
7 *the school district in which the student resides.*

8            199:2 Regional Vocational Education; Reimbursement for Students Attending Career and  
9 Technical Education Programs. RSA 188-E:6 is repealed and reenacted to read as follows:

10          188-E:6 Reimbursement for Students Attending Career and Technical Education Programs.

11          I. The state shall reimburse the state's portion of the cost of tuition and transportation, as  
12 provided in this section, for a student attending an approved career and technical education (CTE)  
13 program.

14          II. A student's sending district shall be financially responsible for an amount equal to 25  
15 percent of the receiving district's cost per pupil for the prior school year, as calculated by the  
16 department of education.

17          III. Any student who attends an approved CTE program that provides instruction in subject  
18 areas approved by the state board of education shall be eligible for reimbursement of tuition and  
19 transportation costs. Students enrolled in introductory CTE programs, pre-CTE programs, or other  
20 CTE programs offering instruction in subject areas not approved by the state board of education  
21 shall not be eligible for tuition and transportation reimbursement.

22          IV. In consultation with the house and senate committees responsible for education policy  
23 and financial matters, the state board of education shall, in rules adopted pursuant to RSA 541-A,  
24 develop a formula for determining the tuition and transportation costs for approved career technical  
25 education programs and procedures for disbursement of funds.

26          199:3 Regional Vocational Education; Tuition. Amend RSA 188-E:7 to read as follows:

27          188-E:7 Tuition.

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1           **I.** The department of education is authorized to pay from its regular budget tuition for full or  
2 part-time students, attending programs at designated vocational centers or designated vocational  
3 educational courses at other comprehensive high schools, whose residence is in a district where the  
4 high school of normal attendance does not offer a similar vocational education course. The  
5 department is authorized to pay from its budget for at risk students who reside in a school district in  
6 which the high school does not offer an alternative education program, to attend an alternative  
7 education program at a regional vocational education center or the associated high school. ~~[The~~  
8 ~~tuition payment shall not exceed the cost of attending the regional vocational education center.]~~

9           **II.** The liability of the state and local school districts for tuition shall be determined by the  
10 state board under rules adopted pursuant to RSA 541-A, provided that a receiving district may  
11 charge a student from a sending district a differential ~~[vocational]~~ ***career and technical*** education  
12 ~~[rate]~~ ***fee not to exceed 3 percent of the receiving district's cost per pupil for the prior school***  
13 ***year, as calculated by the department of education, and provided*** that the receiving district  
14 shall deposit ~~[that]~~ ***the differential fee*** into its capital reserve account to be used for ~~[vocational~~  
15 ~~centers]~~ ***career and technical education program development, improvement, and equipment.***

16           **III.** ***The state's tuition liability for a student enrolled in an alternative education***  
17 ***program shall not exceed the per student cost of a student enrolled in a career and***  
18 ***technical education program, as calculated by the department of education.***

19           199:4 Regional Vocational Education; Payment of Tuition and Transportation Funds. Amend  
20 RSA 188-E:9, III to read as follows:

21           **III.** ~~[If the funds appropriated are inadequate to pay the total cost of tuition and~~  
22 ~~transportation, both tuition and transportation payments will be reduced on a prorated basis.]~~  
23 ***Funds appropriated to pay the costs of tuition and transportation shall be distributed in***  
24 ***accordance with rules adopted pursuant to RSA 541-A.***

25           199:5 Chartered Public Schools; Establishment. Amend RSA 194-B:3, I(a) to read as follows:

26           I.(a) Except as ~~[expressly]~~ ***otherwise*** provided in ~~[this chapter, including but not limited to~~  
27 ~~RSA 194-B:8]~~ ***law***, chartered public schools shall be fully exempt from state laws and rules which  
28 otherwise apply to public or nonpublic schools, or local school boards or districts. Notwithstanding  
29 the foregoing, chartered public schools shall have all the rights and privileges of other public schools.

30           199:6 Effective Date. This act shall take effect 60 days after its passage.

31  
32 Approved: Enacted in accordance with Article 44, Part II, of N.H. Constitution, without signature of  
33 governor, June 13, 2012.  
34 Effective Date: August 12, 2012