

CHAPTER 226
SB 27 – FINAL VERSION

03/14/13 0736s
5June2013... 1990h

2013 SESSION

13-0748
04/03

SENATE BILL **27**

AN ACT relative to monitoring by the department of education of programs for children with disabilities and relative to the calculation of school building aid grants.

SPONSORS: Sen. Stiles, Dist 24; Sen. Odell, Dist 8; Sen. Bradley, Dist 3; Sen. Fuller Clark, Dist 21; Rep. Rosenwald, Hills 30; Rep. DiMartino, Belk 2; Rep. Myler, Merr 10; Rep. Grenier, Sull 7; Rep. Shaw, Hills 16

COMMITTEE: Health, Education and Human Services

AMENDED ANALYSIS

This bill requires the department of education to evaluate the effectiveness of the special education program approval and monitoring system in 2015. The bill also provides that certain funds received from charitable trusts, bequests, gifts, insurance policies, or grants shall be subtracted from total project costs in the calculation of school building aid grants.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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 Thirteen

AN ACT relative to monitoring by the department of education of programs for children with disabilities and relative to the calculation of school building aid grants.

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

1 226:1 Special Education; Program Monitoring. Amend RSA 186-C:5, IX to read as follows:

2 IX. The department, with input from the advisory committee on the education of
3 children/students with disabilities, shall select and contract with an independent, nationally
4 recognized organization in program evaluation and quality assurance to evaluate in 2010, **2015**, and
5 decennially thereafter, the effectiveness of the program approval and monitoring system, including
6 whether it is carrying out activities in RSA 186-C:5 in an efficient manner. Such organization shall
7 submit recommendations for any improvements to the commissioner, the state board of education,
8 the governor, and the general court within 90 days of completing the program evaluation. ***On or
9 before September 1, 2013, the department shall submit a written response to the report
10 submitted by the organization that conducted the 2012 independent evaluation. The
11 written response shall include a detailed plan for how the department will address the
12 areas identified as needing improvement and the recommendations made in the initial
13 evaluation required under this section. The written response shall include specific steps
14 the department plans to take, along with a timeline for each step. The written response
15 shall also provide an explanation for any actions the department will not implement or
16 complete during the plan's timeframe. On or before December 30, 2013 and June 30, 2014,
17 the department shall submit a report of its progress toward completing its plan. The plan
18 and reports shall be submitted to the governor, to the chairpersons of the senate and house
19 committees with jurisdiction over education policy, to the state advisory committee for the
20 education of children with disabilities established in RSA 186-C:3-b, and to the state board
21 of education. For the 2015 evaluation, the department shall invite the same organization
22 that conducted the 2012 evaluation to respond to a request for proposals. The 2015
23 evaluation shall include feedback on the steps the department has taken in response to the
24 recommendations in the 2012 report. The department shall provide unimpeded access to
25 all documents requested by the organization, except as otherwise required by law.***

26 226:2 School Building Aid; Amount of Grant. Amend RSA 198:15-b, I(a)(2)(E) to read as follows:

27 (E) Funds received from charitable trusts, bequests, gifts, insurance policies,

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1 federal grants, or grants from other state programs shall ~~[not be considered in]~~ **be subtracted from**
2 **total project costs when** computing grants under this paragraph.

3 226:3 New Subparagraph; School Building Aid; Amount of Grant. Amend RSA 198:15-b, I(a)(2)
4 by inserting after subparagraph (D) the following new subparagraph:

5 (E) Funds received from charitable trusts, bequests, gifts, insurance policies,
6 federal grants, or grants from other state programs shall be subtracted from total project costs when
7 computing grants under this paragraph.

8 226:4 Contingency. If HB 629-FN of the 2013 regular legislative session becomes law, then
9 section 2 of this act shall take effect at 12:01 a.m. on the effective date of HB 629-FN and section 3 of
10 this act shall not take effect. If HB 629-FN does not become law, then section 3 of this act shall take
11 effect as provided in section 5 of this act and section 2 of this act shall not take effect.

12 226:5 Effective Date.

13 I. Sections 2 and 3 of this act shall take effect as provided in section 4 of this act.

14 II. The remainder of this act shall take effect 60 days after its passage.

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16 Approved: July 15, 2013

17 Effective Date: I. Sections 2 and 3 shall take effect as provided in section 4.

18 II. Remainder shall take effect September 13, 2013.