

HB 1393-FN-LOCAL – AS INTRODUCED

2014 SESSION

14-2365
08/04

HOUSE BILL ***1393-FN-LOCAL***

AN ACT relative to tuition payments for students attending a chartered public school in the student's district of residence.

SPONSORS: Rep. Weyler, Rock 13; Rep. Boehm, Hills 20; Rep. Shaw, Hills 16; Rep. Rideout, Coos 7; Sen. Reagan, Dist 17

COMMITTEE: Education

ANALYSIS

This bill allows districts to enter into tuition agreements with chartered public schools in the same district.

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 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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

AN ACT relative to tuition payments for students attending a chartered public school in
the student's district of residence.

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

1 1 Chartered Public Schools; Funding. Amend RSA 194-B:11, I to read as follows:

2 I.(a) There shall be no tuition charge for any pupil attending a charter conversion school
3 located in that pupil's resident district. Funding limitations in this chapter shall not be applicable to
4 charter conversion schools located in a pupil's resident district. For a chartered public school
5 authorized by the school district, the pupil's resident district shall pay to such school an amount
6 equal to not less than 80 percent of that district's average cost per pupil as determined by the
7 department of education using the most recent available data as reported by the district to the
8 department. For pupils resident in this state who attend full-time a chartered public school
9 authorized by a school district other than the pupil's resident school district, the state shall pay
10 tuition pursuant to RSA 198:40-a directly to the chartered public school for such pupil. Nothing in
11 this subparagraph shall alter or modify the funding of the Virtual Learning Academy Charter
12 School.

13 (b)(1) Except as provided in subparagraph (2), for a chartered public school authorized by
14 the state board of education pursuant to RSA 194-B:3-a, the state shall pay tuition pursuant to
15 RSA 198:40-a plus an additional grant of \$2,000 directly to the chartered public school for each pupil
16 who is a resident of this state in attendance at such chartered public school.

17 (2) For an online chartered public school which receives its initial authorization to
18 operate from the state board of education pursuant to RSA 194-B:3-a on or after July 1, 2013, the
19 state shall pay tuition pursuant to RSA 198:40-a directly to the online chartered public school for
20 each pupil who is a resident of this state in attendance at such chartered public school. In this
21 subparagraph, "online chartered public school" means a chartered public school which provides the
22 majority of its classes and instruction on the Internet.

23 ***(c) Notwithstanding subparagraphs (a) and (b), if a district does not operate a***
24 ***full time elementary or secondary school within the district then for each pupil who***
25 ***attends a chartered public school within the district, the district shall pay to the charter***
26 ***school an amount not less than the amount of tuition which would have been paid to***
27 ***another district for the pupil, minus the amount of funds received by the chartered public***
28 ***school from the state for that student. When an agreement between a school district and a***
29 ***chartered public school provides for funding equal to or more than the amount provided in***
30 ***this subparagraph, that agreement shall remain in full force and effect.***

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1 ~~[(e)]~~ **(d)** The commissioner of the department of education shall calculate and distribute
2 chartered public school tuition payments as set forth herein. The first payment shall be 30 percent
3 of the per pupil amount multiplied by the number of eligible pupils present on the first day of the
4 current school year. Such payment shall be made no later than 15 days after the department of
5 education receives the attendance report. The December 1 payment shall be 30 percent of the per
6 pupil amount multiplied by the membership on November 1, and the March 1 payment shall be 30
7 percent of the per pupil amount multiplied by the membership on February 1. To calculate the final
8 payment, the commissioner of the department of education shall multiply the per pupil amount by
9 the average daily membership in attendance for the full school year, and subtract the total amount of
10 the first 3 payments made. The remaining balance shall be the final payment. Eligible chartered
11 public schools shall report membership in accordance with RSA 189:1-d. In this subparagraph,
12 “membership” shall be as defined in RSA 189:1-d, II. Tuition amounts shall be prorated on a per
13 diem basis for pupils attending a school for less than a full school year.

14 ~~[(e)]~~ **(e)** The source of funds for payments under this section shall be moneys from the
15 education trust fund established in RSA 198:39.

16 2 Effective Date. This act shall take effect 60 days after its passage.

LBAO
14-2365
11/18/13

HB 1393-FN-LOCAL - FISCAL NOTE

AN ACT relative to tuition payments for students attending a chartered public school in the student's district of residence.

FISCAL IMPACT:

The Department of Education states this bill, **as introduced**, may increase local expenditures by an indeterminable amount in FY 2014 and each year thereafter. There will be no impact on state, county and local revenue, or state and county expenditures.

METHODOLOGY:

The Department of Education states this bill requires local school districts that do not operate a full-time elementary or secondary school to pay to a charter public school an amount not less than the amount of tuition it would have paid to another district for the pupil, minus the amount of funds received by the charter public school from the state. The Department states it cannot estimate the impact of this bill as it cannot neither estimate how many students will attend charter public schools in lieu of attending a receiving school in another district nor the tuition costs as they vary from district to district.