

CHAPTER 68  
SB 109 - FINAL VERSION

02/09/2023 0405s

2023 SESSION

23-0814  
09/10

SENATE BILL ***109***

AN ACT relative to school safety and coordination with law enforcement.

SPONSORS: Sen. Lang, Dist 2

COMMITTEE: Education

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ANALYSIS

This bill clarifies the ability of school employees to communicate with law enforcement on an ongoing basis, for the purpose of taking preventative action if a threat arises to the health, safety, and wellbeing of students.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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

AN ACT relative to school safety and coordination with law enforcement.

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

1 68:1 Education; Safe School Zones; Confidentiality. Amend RSA 193-D:7 to read as follows:  
2 193-D:7 Confidentiality.

3 *I.* Notwithstanding any other provision of law, it shall be permissible for any law enforcement  
4 officer and any school administrator to exchange information relating only to acts of theft, destruction, or  
5 violence in a safe school zone regarding the identity of any juvenile, police records relating to a juvenile,  
6 or other relevant information when such information reasonably relates to delinquency or criminal  
7 conduct, suspected delinquency or suspected criminal conduct, or any conduct which would classify a  
8 pupil as a child in need of services under RSA 169-D or a child in need of protection under RSA 169-C.

9 *II. Notwithstanding any other provision of law, law enforcement may disclose law enforcement*  
10 *records or information contained within such records related to any report of a "serious threat to school*  
11 *safety" pursuant to RSA 169-B:2, XIV to the reporting school officials for use in disciplinary proceedings*  
12 *conducted in accordance with RSA 193:13, I(b) and II. Law enforcement may also, upon issuance of a*  
13 *court order pursuant to RSA 169-B:35, II, disclose court records to such school officials. All records shall*  
14 *be maintained in accordance with the Family Education Rights and Privacy Act, 20 U.S.C. section 1232g,*  
15 *and applicable state law.*

68:2 Effective Date. This act shall take effect 60 days after its passage.

Approved: June 07, 2023  
Effective Date: August 06, 2023