

HB 204 - AS INTRODUCED

2023 SESSION

23-0495

10/05

HOUSE BILL **204**

AN ACT relative to non-academic surveys in schools.

SPONSORS: Rep. Belcher, Carr. 4

COMMITTEE: Education

ANALYSIS

This bill clarifies that electronic questions are included in non-academic surveys or questionnaires in schools, and that they include information on students' emotional responses.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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

AN ACT relative to non-academic surveys in schools.

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

1 1 School Districts; Non-academic Surveys. Amend RSA 186:11, IX-d to read as follows:

2 IX-d. Require School Districts to Adopt a Policy Governing the Administration of Non-
3 academic Surveys or Questionnaires to Students. The policy shall require school districts to notify a
4 parent or legal guardian of a non-academic survey or questionnaire and its purpose. The policy shall
5 provide that no student shall be required to volunteer for or submit to a non-academic survey or
6 questionnaire, as defined in this paragraph, without written consent of a parent or legal guardian
7 unless the student is an adult or an emancipated minor. The policy shall include an exception from
8 the consent requirement for the youth risk behavior survey developed by the Centers for Disease
9 Control and Prevention. The policy shall also allow a parent or legal guardian to opt-out of the youth
10 risk behavior survey developed by the Centers for Disease Control and Prevention. The school
11 district shall make such surveys or questionnaires available, at the school and on the school or
12 school district's website, for review by a student's parent or legal guardian at least 10 days prior to
13 distribution to students. In this paragraph, "non-academic survey or questionnaire" means surveys,
14 questionnaires, or other documents, *whether physical or digital*, designed to elicit information
15 about a student's social behavior, *emotional response*, family life, religion, politics, sexual
16 orientation, sexual activity, drug use, or any other information not related to a student's academics.

17 2 Effective Date. This act shall take effect 60 days after its passage.