

HB 451 - AS INTRODUCED

2023 SESSION

23-0415

04/05

HOUSE BILL **451**

AN ACT relative to the state board of education prohibition on discrimination.

SPONSORS: Rep. Tanner, Sull. 5; Rep. D. Paige, Carr. 1; Rep. Roesener, Merr. 22; Rep. Cornell, Hills. 22; Rep. M. Smith, Straf. 10; Rep. Damon, Sull. 8; Rep. Myler, Merr. 9; Rep. Schultz, Merr. 29

COMMITTEE: Education

ANALYSIS

This bill amends the provisions relating to sex discrimination in public and private education.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.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 the state board of education prohibition on discrimination.

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

1 1 State Board of Education; Duties; Discrimination. Amend RSA 186:11, XXXIII to read as
2 follows:

3 XXXIII.(a) Discrimination. Ensure that there shall be no unlawful discrimination in
4 ***admissions by any entity receiving state or federal funding in*** any public school, ***private***
5 ***school, school approved for a tuition program, online program, or educational vendor***
6 against any person on the basis of sex, ***gender identity, sexual orientation***, race, ***religious*** creed,
7 color, marital status, ***physical or mental disability***, or national origin in educational programs,
8 and that there shall be no denial to any person on the basis of sex, ***gender identity, sexual***
9 ***orientation***, race, ***religious*** creed, color, marital status, ***physical or mental disability***, national
10 origin, or economic status of the benefits of educational programs or activities.

11 ***(b) This paragraph shall not apply to any parent whose child is receiving***
12 ***primary or secondary education through an approved home education program pursuant***
13 ***to RSA 193-A. The prohibition on sex discrimination in this paragraph shall not apply to***
14 ***an educational institution that admits students of a single sex, and not to classes,***
15 ***programs, or activities in an educational institution that are offered to students of a single***
16 ***sex or who are separated by sex.***

17 ***(c) Claims for violations of this paragraph may be submitted to the***
18 ***commissioner of the department of education or to the New Hampshire commission on***
19 ***human rights pursuant to RSA 354-A.***

20 2 Effective Date. This act shall take effect 60 days after its passage.