

HB 1434-FN - AS AMENDED BY THE HOUSE

16Mar2022... 0992h

2022 SESSION

22-2313

10/04

HOUSE BILL

***1434-FN***

AN ACT

relative to the availability of school curriculum materials.

SPONSORS:

Rep. Prudhomme-O'Brien, Rock. 6; Rep. Love, Rock. 6; Rep. Cordelli, Carr. 4; Rep. Moffett, Merr. 9; Sen. Ward, Dist 8; Sen. Ricciardi, Dist 9; Sen. Giuda, Dist 2

COMMITTEE:

Education

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ANALYSIS

This bill requires that curriculum course materials taught to pupils in public schools and public academies be available to the public.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Twenty Two*

AN ACT relative to the availability of school curriculum materials.

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

1 1 School Boards; Duty of the State Board of Education; Curriculum Course Material. Amend  
2 RSA 186:11, IX-c to read as follows:

3 IX-c. Require School Districts to Adopt a Policy Allowing an Exception to Specific Course  
4 Material Based on a Parent's or Legal Guardian's Determination that the Material is Objectionable.  
5 Such policy shall include a provision requiring the parent or legal guardian to notify the school  
6 principal or designee in writing of the specific material to which they object and a provision  
7 requiring an alternative agreed upon by the school district and the parent, at the parent's expense,  
8 sufficient to enable the child to meet state requirements for education in the particular subject area.  
9 The policy shall also require the school district or classroom teacher to provide parents and legal  
10 guardians not less than 2 weeks advance notice of curriculum course material used for instruction of  
11 human sexuality or human sexual education. The policy shall address the method of delivering  
12 notification to a parent or legal guardian. To the extent practicable, ~~[a school district shall make~~  
13 ~~curriculum course materials available to parents or legal guardians for review upon request]~~ **and**  
14 **upon request from a parent, legal guardian, or resident of the public school district to**  
15 **review curriculum course material used to support student learning in a grade level,**  
16 **course, or program at a school operated and governed in its district, the district shall**  
17 **make available the requested curriculum course material within 10 business days.** The  
18 name of the parent or legal guardian and any specific reasons disclosed to school officials for the  
19 objection to the material shall not be public information and shall be excluded from access under  
20 RSA 91-A.

21 2 New Paragraph; Chartered Public Schools; Curriculum Course Materials. Amend RSA 194-  
22 B:5 by inserting after paragraph V the following new paragraph:

23 V-a. Upon request from a parent, legal guardian, or resident of a sending school district to  
24 review curriculum course material used to support student learning in a grade level, course, or  
25 program at a chartered public school, the board of trustees of the chartered public school shall make  
26 available the requested curriculum course material within 10 business days.

27 3 Effective Date. This act shall take effect 60 days after its passage.

**HB 1434-FN- FISCAL NOTE  
AS INTRODUCED**

AN ACT relative to the availability of school curriculum materials.

**FISCAL IMPACT:**     State             County             Local             None

LOCAL:	Estimated Increase / (Decrease)			
	FY 2022	FY 2023	FY 2024	FY 2025
Revenue	\$0	\$0	\$0	\$0
Expenditures	\$0	Indeterminable	Indeterminable	Indeterminable

**METHODOLOGY:**

This bill would require the school boards ensure that a comprehensive list of all course materials, which are part of the basic curriculum for the public schools and public academies within the school district, be made available to the public. As part of that requirement, a school administrative unit (SAU) would have to post the curriculum materials on their website and provide access to physical copies, which would be available at the SAU location. Additionally, this bill would require the board of trustees of a chartered public school to provide a comprehensive list of all curriculum course materials as well as a physical copy of all such materials to the SAU of the host schools district for said chartered public school, which would also have to made available to the public. Costs associated with meeting these requirements (staff time, copies, online/website maintenance), if any, will vary across all school districts and therefore this bill's impact on local expenditures is indeterminable in FY 2023 and each year thereafter.

**AGENCIES CONTACTED:**

Department of Education