

Amendment to HB 536

1 Amend the title of the bill by replacing it with the following:

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3 AN ACT relative to the chartered public school joint legislative oversight committee, and  
4 relative to chartered public school use of unused district facilities.

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6 Amend the bill by inserting after section 2 the following and renumbering the original section 3 to  
7 read as 4:

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9 3 Chartered Public School Use of Unused District Facilities; Independent Appraisals. Amend  
10 RSA 194:61, III(d) to read as follows:

11 (d) If the offering school district has not received an offer to purchase or lease an unused  
12 facility from a party, other than an approved chartered public school operating in this state, a  
13 chartered public school may initiate, and the school board of the offering school district shall, *within*  
14 *60 days of receiving the offer*, engage in, *substantive* good faith negotiations for the purchase or  
15 lease of the unused facility. *The negotiation period shall continue for 30 days, or less if an*  
16 *agreement is reached. If no agreement is reached, the commissioner of the department of*  
17 *education shall engage an independent mediator who shall gather independent appraisals*  
18 *of the value of the property when the chartered public school made an offer to purchase.*  
19 *The appraised value shall determine a fair market price for the offering chartered public*  
20 *school to agree to or reject. In situations when the charter school made an offer to lease*  
21 *the property, the appraisals gathered by the mediator shall determine a fair market lease*  
22 *price for the offering chartered public school to accept or reject.*

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AMENDED ANALYSIS

This bill revises the structure and duties of the chartered public school joint legislative oversight committee. The bill also requires the commissioner of education to engage an independent mediator for appraisals of unused school district property a chartered public school has made an offer to purchase or lease.