

Changes to RSA 193-A:5 for Self-Documented Declaration

Draft Statutory Changes (High Level)

1. RSA 193-A:5 (new recognition language)

- Authorizes a parent to execute a notarized declaration in keeping with other legal documents and practices
- Codifies that a notarized declaration satisfies notice requirements under RSA 193-A
- Codifies that a notarized declaration satisfies compulsory attendance under RSA 193:1

2. Neither RSA 193:1 (Compulsory Education Attendance) nor RSA 189:35 (Truancy) laws are modified or impacted

PREPARED BY GSHF

Amendment to RSA 193-A:5

193-A:5 Notification and Other Procedural Requirements. –

A parent may provide home education to a child or children at home, subject to the following requirements:

I. Any parent commencing a home education program for a child **of compulsory education attendance age**, for a child who withdraws from a public school, or for a child who moves into a school district shall notify the commissioner of the department of education, resident district superintendent, ~~or~~ principal of a nonpublic school, **or execute a notarized written declaration** of such within 5 business days of commencing the program.

II. Notification **or notarized declaration** made by the parent pursuant to paragraph I shall include a list of the names, addresses, and birth dates of all children who are participating in the home education program.

(a) A parent or guardian may retain such notarized declaration in their own records and may produce it at their discretion if documentation of educational status is required, but shall not be required to file or submit such declaration to any agency or school district or official.

III. Written notice of termination of a home education program shall be ~~filed~~ **retained** by the parent with the commissioner of education, the resident district superintendent, ~~or~~ the nonpublic school principal, **or execute a notarized written declaration** within 15 days of said termination **or completion**

(a) A parent or guardian may retain such notarized declaration in their own records and may produce it at their discretion if documentation of educational status is required.

IV. The commissioner of education, resident district superintendent, or nonpublic school principal shall acknowledge receipt of notification within 14 days of such receipt.

V. Any parent who previously notified the resident district superintendent of a home education program who moves from said district shall notify the original resident district superintendent that the child has moved from the district and shall provide notification pursuant to paragraph I.