

SCHOOL DISTRICT LEGAL STATUS

The legal basis for education is vested in the will of the people as expressed in the Constitution of New Hampshire, the statutes* pertaining to education, court interpretation of these laws, the powers implied in them and the rules and regulations of the State Board of Education.

In New Hampshire, school districts are political subdivisions of the State and as such are considered municipal corporations.

Board policies are established by the Board, which serves as an agent of the District. Funds for school operating expenses are approved by a majority of qualified voters present and voting at the annual School District meeting except that bond issues require a 60% vote.

Statutory Reference:

New Hampshire Constitution, Pt. 2 Article 83
Claremont School District vs. Governor, 138 NH 183 (1993)
RSA 197:1
RSA Chapter 33
RSA 194:2
RSA 195:6
RSA 197:1, RSA 40:13
Clough v. Osgood 37 NH 444 (1935)

*The majority of state laws on education are in RSA Chapters 186 through 200H.

Mrs. Connie Twombly, Chairperson
Mrs. Peggy Richards
Mr. Joseph Fleck
Ms. Sarah Hayes
Mrs. Desiree Tumas

Adopted by the Board: 17 October, 1989
Revised by the Board: 10 July, 1995
Reaffirmed by the Board: 2 August, 1995
Revised by the Board: 6 December, 2000
Reaffirmed by the Board: 6 May, 2002