

PUBLIC COMMENT AND PARTICIPATION AT BOARD MEETINGS

A. General Meeting Policy.

Meetings of the Board shall be open to the press and public.

The Board encourages residents to attend Board meetings so that they may become acquainted with the operation and programs of the schools. Additionally, the Board will provide opportunity for members of the public to provide input and comment at Board meetings consistent with the meeting and participation rules as described below.

This policy sets forth the standards and meeting rules that apply to the public in attendance at Board meetings, and to the opportunity for the public to provide comment at Board meetings.

B. Opportunity for Public Comment.

Consistent with RSA 189:74, the Board will provide the opportunity for members of the public to comment on school district matters at all Board meetings with the exception of emergency meetings called under RSA 91-A:2, II, or at meetings for which the sole purpose is to address one or more issues in non-public session under RSA 91-A:3.

In order to assure that persons who wish to appear before the Board may be heard and, at the same time, assure that the Board may conduct its business and meetings properly and efficiently, the Board adopts as policy the following procedures and rules pertaining to public participation at Board meetings.

1. Members of the public shall not speak unless recognized by the Board Chair or other person presiding over the meeting ("Chair" shall apply to either in this policy).
2. The Board will provide a minimum of thirty (30) minutes to hear public comment. This period may be extended by a majority vote of the Board. Additionally, the Board may include additional public comment periods for specific agenda items with a time limit for public comment specified on the pertinent agenda. If speakers do not fill the minimum and insufficient speakers remain to fill the 30 minutes, the Board will close public comment.
3. Individual speakers will be allotted three (3) minutes per person and each speaker will be permitted equal time. Speakers may not relinquish allotted time to another speaker. The Board may at the outset of the public comment period increase or decrease the individual time limit for all speakers (but may not decrease the aggregate time below 30 minutes).
4. In order to comply with the official minute requirements of RSA 91-A:2, II, speakers shall identify themselves clearly for the record.
5. During the public comment, an individual may offer comments on agenda items or any other District matters (e.g., operations, budget, and other issues directly relating to the District's school policies, programs and operations.) However, consistent with RSA 189:74, I, and in the interest of protecting personally identifiable information ("PII") as well as other confidential information, comments (including complaints) regarding individual students, volunteers, or employees (other than the Superintendent) should be directed to the Superintendent or otherwise as provided under the complaint/grievance resolution processes set forth in School Board policies KE and/or KEB.
6. Defamatory statements, comments threatening bodily harm, or other unprotected speech will not be tolerated.
7. Comments which do not adhere to the above provisions, may be ruled out of order by the Chair. Repeated violations may result in the Chair terminating the speaker's privilege of address, and possibly deeming the violations a disruption to be treated as discussed in section C below.
8. Persons appearing before the Board are reminded that the public comment period is an opportunity for members of the public to provide their input to the Board but is not a question and answer session. Board

members are without authority to answer – spontaneously on behalf of the Board. Thus, in most instances, Board response, if any, will be deferred pending consideration by the full Board.

9. In addition to the opportunity to offer input during the public comment period of a Board meeting, members of the public may also request initiatives or other such items to be placed on the Board’s agenda. The determination whether or not to include the matter on a Board meeting agenda will be made consistent with Board Policy BEDB. Requests to have a matter placed on an agenda should be presented in writing to the Superintendent at least five days prior to the next Board meeting and must set forth the specifics of the subject to be addressed.

C. Meeting Disruptions.

The primary purpose of School Board meetings is to conduct the business of the Board as it relates to school policies, programs and operations. While members of the public have the right to attend and offer input during the public comment period of meetings, they do not have the right to disrupt them. Impermissible disruptions include, but are not limited to:

- Shouting at any time, or speaking while someone else has been recognized by the Chair;
- Obstructing the view of others with posters or otherwise;
- Refusing to terminate public comment after that speaker’s time has expired;
- Any other sustained or intentionally loud noises after the Chair has called for order; or
- Any other conduct intended to disrupt the meeting or person speaking.

If, after at least two warnings from the Chair, an individual continues to disrupt the meeting by words or actions, the Chair may direct the person to leave the meeting. Upon refusal, the Chair may request assistance from law enforcement officials to have the individual removed, with the potential for criminal charges. Interruptions may result in a recess or, provided the thirty minutes for public comment has expired, an adjournment of the meeting.

Legal Reference:

RSA 91-A:2, Meetings Open to Public RSA 91-A:3, Non-Public Sessions

RSA 91-A:3, Non-Public Sessions

U.S. Const., 1st Amendment

Legal References Disclaimer: *These references are not intended to be considered part of this policy, nor should they be taken as a comprehensive statement of the legal basis for the Board to enact this policy, nor as a complete recitation of related legal authority. Instead, they are provided as additional resources for those interested in the subject matter of the policy.*

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| First Reading: | June 25, 2012 |
| Second Reading: | July 17, 2012 |
| Revised: | July 17, 2012 |
| First Reading: | November 18, 2014 |
| Returned to First Reading: | January 13, 2015 |
| Second Reading: | February 3, 2015 |
| First Reading: | May 22, 2019 |
| Second Reading: | June 5, 2019 |
| Revised: | June 5, 2019 |
| First Reading: | June 22, 2022 |
| Second Reading: | July 20, 2022 |
| Revised: | July 20, 2022 |
| First Reading: | September 28, 2022 |

Second Reading:

October 12, 2022

Revised:

October 12, 2022