

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 3299-07
Bill No.: HCS for HB 1939
Subject: Education, Elementary and Secondary: Elementary and Secondary Education Dept
Type: Original
Date: April 6, 2006

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2007	FY 2008	FY 2009
Total Estimated Net Effect on General Revenue Fund	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2007	FY 2008	FY 2009
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 5 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2007	FY 2008	FY 2009
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2007	FY 2008	FY 2009
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Office of the Secretary of State (SOS)** assume many bills considered by the General Assembly include provisions allowing or requiring agencies to submit rules and regulations to implement the act. The SOS is provided with core funding to handle a certain amount of normal activity resulting from each year's legislative session. The fiscal impact for this proposal for Administrative Rules is less than \$1,500. The SOS recognizes this is a small amount and does not expect additional funding would be required to meet these costs. However, SOS also recognizes that many such bills may be passed in a given year and that collectively the costs may be in excess of what the SOS can sustain with their core budget. Any additional required funding would be handled through the budget process.

Officials from the **Department of Elementary and Secondary Education** state their agency will require 1.0 FTE supervisor to review appeals and present them to the State Board of Education.

Oversight assumes the number of denied transfer requests eligible for appeal would be minimal and that these reviews could be conducted with existing resources. If a significant fiscal impact were to result, funds would be sought through the appropriations process.

Officials from the **Parkway School District** responded, but were unable to project fiscal impact.

ASSUMPTION (continued)

Officials from the **Poplar Bluff School District** indicated this proposal would have a financial impact on their district with the addition or deletion of staff depending on the number of children transferring between districts.

Oversight assumes that since staff is contracted from year to year, fluctuation during the school year would not be an issue.

According to officials from the **Lee's Summit School District**, those districts that are close in proximity to districts that could potentially be determined as non-accredited, open enrollment could require administrative assistance for the receiving district that might add salary costs and incidental costs for management of the process.

Oversight assumes additional costs would not be incurred until or unless an adjoining school district became unaccredited. For fiscal note purposes only, **Oversight** will not assign a cost to a possible occurrence.

A fiscal impact request was sent to the school districts of **Joplin, St Louis, Sikeston, and others** who did not respond to a request for fiscal impact of the proposal.

<u>FISCAL IMPACT - State Government</u>	FY 2007	FY 2008	FY 2009
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
<u>FISCAL IMPACT - Local Government</u>	FY 2007	FY 2008	FY 2009
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

DESCRIPTION

This proposed legislation establishes a procedure to permit students to attend school in a district other than their district of residence, as of July 1, 2007. The parent or guardian must notify the sending and receiving school districts by January 15, except for good cause, of the intent to enroll

DESCRIPTION (continued)

the student in a district other than the district of residence. If there are more applicants than spaces available, a random method of selection must be used. Requests that miss the deadline without good cause and are denied can be appealed.

The proposal contains a formula for the distribution of school funds for these students, limited to the lower of the per-pupil cost in either district.

Open enrollment may also be used when a change of residence would otherwise be required due to the parents' or guardians' marital status or the child's adoption or placement in a substance abuse program, among other situations. Provisions concerning special education, transportation, sufficient classroom space, assignment of assessment scores, and enrollment procedures for suspended or expelled students are also included.

The proposal clarifies how open enrollment affects small schools grants and court-ordered settlements and requires intra-district transfers to be offered on the same principles of open seats and parental provision of transportation.

Vocational-technical education, to the extent practical, will provide open enrollment.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Elementary and Secondary Education
Office of Secretary of State
Administrative Rules Division
School District
Poplar Bluff
Lee's Summit
Parkway

NOT RESPONDING

School Districts
Joplin
St Louis
Sikeston



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Director
April 6, 2006