Bill Biven, Jr. February 11, 2022 402-471-0054

LB 1158

Revision: 00 FISCAL NOTE LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)								
	FY 2022	FY 20	23-24					
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE				
GENERAL FUNDS	\$213,216		\$217,228					
CASH FUNDS								
FEDERAL FUNDS								
OTHER FUNDS								
TOTAL FUNDS	\$213,216		\$217,228					

Any Fiscal Notes received from state agencies and political subdivisions are attached following the Legislative Fiscal Analyst Estimate.

LB1158 amends several sections to change the provisions related to parental involvement in education policies, it provides duties for the schools & their districts, & it provides for the withholding of funding from the school districts that don't comply with the new provisions.

§79-531 is updated to:

On or before January 1, 2023:

- Each public school district will develop & adopt a policy stating how the district will seek to involve parents and guardians in the schools & the rights of each parent or guardian to:
 - Access what parents' rights will be relating to access to the schools, learning materials, testing information, & curriculum matters
 - o Request that a child be excused from specific instruction or activities

§79-532 is updated to:

• How the school district will provide access to parents or guardians concerning textbooks; tests; other learning materials; information about activities; digital materials; websites or applications used for learning; training materials for teachers, administrators, & staff; procedures for the review & approval of training materials, learning materials, & activities & any other curriculum materials used.

§79-533 is updated to:

On or before January 1, 2023:

- Each school district will make all of their policies accessible on the public website for each school in the district. The policies
 will be accessible by a prominently displayed link on each school's website. If a policy is altered, the new version of the policy
 will be made accessible within a reasonable time thereafter.
- Each public school district will make a reasonable effort to make any learning materials, including original materials, available for public inspection upon request.

If the Commissioner of Education determines that any district has failed, in a material manner, to comply with provisions of this act, the commissioner, after notice to the school district & an opportunity to be heard, will direct, until the commissioner determines the school district has come into compliance of the provisions, that:

- Any state aid granted through the Tax Equity & Educational Opportunities Support Act (TEEOSA) to the school
 district be withheld
- Each county treasurer of a county with territory in the school district will withhold all money belonging to the school district
 - o The county treasurer directed to withhold the money will do so until directed otherwise by the commissioner
- For school districts that are members of learning communities, a determination of school money belonging to the school district will be based on the proportionate share of property tax receipts allocated to the school district pursuant to §79-1073 in addition to the other property tax receipts belonging to the school district
- If a district has not been found in compliance by the commissioner prior to October 1 following the school fiscal year for which the state aid funding was calculated, the funds will revert to the General Fund. The amount of any reverted funds will be included in data provided to the Governor, the Appropriations Committee of the Legislature, & the Education Committee of the Legislature in accordance with §79-1031

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EXPENDITURES:

The Nebraska State Treasurer estimates no fiscal impact.

The Learning Community of Douglas & Sarpy Counties estimates no fiscal impact.

The Nebraska Department of Education (NDE) estimates the need for 2 additional FTE's to oversee & to investigate/determine violations of the provisions. For FY2022-23, the FTE's will have salary/benefit expenses of \$190,100, operating expenses of \$11,086, & travel expenses of \$12,030. For FY2023-24, the salary/benefit expenses increase by 2.21% to \$194,302, operating expenses will be \$10,536, & travel expenses will be \$12,390.

	ADMINISTRA	TIVE SERVICE	S STATE BUDGET DIVISION:	REVIEW OF AGEN	ICY & POLT. SUB. RESPONSE			
LB:	1158	AM:	AGENCY/POLT. SUB:	Nebraska State Tr	reasurer			
RE۱	VIEWED BY:	Gary Bush	DATE:	2/2/22	PHONE: (402) 471-4161			
CO	COMMENTS: Agree with the agency's estimate of no fiscal impact from the bill.							

A	DMINISTRA	TIVE SERVICE	S STATE BUDGET DIVISION:	REVIEW OF AGEN	NCY & POLT. SUB. RESPONSE
LB:	1158	AM:	AGENCY/POLT. SUB:	Learning Commun	ity of Douglas & Sarpy Counties
REVI	EWED BY:	Gary Bush	DATE:	2/1/22	PHONE: (402) 471-4161
COM	MENTS: Agr	ee that there is r	no fiscal impact to the agency.		

	ADMINISTRA	TIVE SERVICI	ES STATE BUDGET DIVISION:	REVIEW OF AGEN	CY & POLT. SUB. RESPONSE
LB:	1158	AM:	AGENCY/POLT. SUB:	Nebraska Departme	ent of Education
RE	VIEWED BY:	Gary Bush	DATE:	2/11/22	PHONE: (402) 471-4161
CO	MMENTS: No	basis to disagr	ee with the estimate provide by t	he agency.	

Please complete <u>ALL</u> (5) blanks in the first three lines.

LB ⁽¹⁾ 1158					FISCAL NOTE
State Agency OR Political S	Subdivision Name: ⁽²⁾	State Treasurer			
Prepared by: ⁽³⁾ Jason	Walters	Date Prepared: ⁽⁴⁾	January 30, 2022	Phone: (5)	402-471-2793
	ESTIMATE PROVI	DED BY STATE AGEN	ICY OR POLITICAL	<u>SUBDIVIS</u>	ION
				FW acco	
	<u>FY9</u> EXPENDITURES	<u>2022-23</u> <u>REVENUE</u>	EXPENDITU	<u>FY 2023</u> RES	<u>REVENUE</u>
GENERAL FUNDS					
CASH FUNDS					
FEDERAL FUNDS					
OTHER FUNDS					
TOTAL FUNDS					
Explanation of Estimate:	:				

The State Treasurer's Office doesn't expect any fiscal impact from LB 1158 to the office.

<u>BREAKI</u>	<mark>OWN BY MAJ</mark>	OR OBJECTS O	<u>F EXPENDITURE</u>	
Personal Services:				
	NUMBER OF	POSITIONS	2022-23	2023-24
POSITION TITLE	22-23	23-24	EXPENDITURES	EXPENDITURES
		·		
Benefits	•			
Operating				
Capital outlay				
Aid				
Canital improvements				
TOTAL				
Operating Travel Capital outlay	 			

Please complete <u>ALL</u> (5) blanks in the first three lines.

LB ⁽¹⁾ 1158				FISCAL NOTE			
State Agency OR Politica	l Subdivision Name: ⁽²⁾	Learning Community of Douglas & Sarpy Counties					
Prepared by: ⁽³⁾ Alice	e Lewis	Date Prepared: ⁽⁴⁾	1/26/2022 Phone:	(5) 402-964-2198			
	ESTIMATE PROVI	DED BY STATE AGEN	NCY OR POLITICAL SUBDIV	ISION			
	FY 2	2022-23	FY 20	23-24			
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE			
GENERAL FUNDS	\$0	\$0	\$0	\$0			
CASH FUNDS							
FEDERAL FUNDS							
OTHER FUNDS							
TOTAL FUNDS	\$0	\$0	\$0	\$0			

Explanation of Estimate:

The Learning Community of Douglas & Sarpy Counties estimates no fiscal impact to General Fund revenues as a result of LB 1158.

<u>DOWN BY MAJ</u>	OR OBJECTS O	<u>FEXPENDITURE</u>	
NUMBER OF	POSITIONS	2022-23	2023-24
22-23	<u>23-24</u>	EXPENDITURES	EXPENDITURES
•••			
	NUMBER OF <u>22-23</u> 	NUMBER OF POSITIONS 22-23 23-24	22-23 23-24 EXPENDITURES

2022

Please complete <u>ALL</u> (5) blanks in the first three lines.

LB ⁽¹⁾ 1158				FISCAL NOTE
State Agency OR Political S	Subdivision Name: ⁽²⁾	Education		
Prepared by: ⁽³⁾ Lane (Carr	Date Prepared: ⁽⁴⁾	1.20.22 Phone: ⁽⁵⁾	<u>4024193012</u>
EST	IMATE PROVIDED) BY STATE AGENCY	OR POLITICAL SUBDIVISIO	<u>N</u>
	<u>FY 9</u>	2022-23	<u>FY 202</u>	23-24
	EXPENDITURES	<u>REVENUE</u>	EXPENDITURES	<u>REVENUE</u>
GENERAL FUNDS	\$213,216	0	\$217,228	0
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	\$213,216		\$217,228	

Explanation of Estimate:

LB1158 establishes new parameters for parent/guardian involvement and rights in their children's education. The bill allows the commissioner to withhold funds from schools found in violation of provisions found in the bill. In order to properly investigate and determine violations, the NDE would require an additional legal counsel position and program specialist.

Personal Services:	NUMBER OI	F POSITIONS	2022-23	2023-24
POSITION TITLE	<u>22-23</u>	<u>23-24</u>	EXPENDITURES	EXPENDITURE
Legal Counsel II	1	1	\$63,749	\$65,024
			\$53,019	\$53,019
Benefits			\$73,332	\$76,259
Operating			\$11,086	\$10,536
Travel			\$12,030	\$12,390
Capital outlay				
Aid				
Capital improvements				
TOTAL			\$213,216	\$217,228