

FISCAL NOTE
LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)				
	FY 2021-22		FY 2022-23	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS				
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS				

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

LB639 creates the Seizure Safe Schools Act.

For school year 2022-23 and each school year thereafter, each school board and the governing body of each private, denominational, or parochial school will have at least one school employee at each school who has met the training requirements necessary to administer or assist with the self-administration of a seizure rescue medication or medication prescribed to treat seizure disorder symptoms as approved by the United States Food and Drug Administration.

In addition to any other professional development and collegial planning activities for certificated school employees, each certificated school employee will participate in a minimum of one hour of self-study review of seizure disorder materials.

The authorization, statement, and seizure action plan required will be kept on file in the office of the school nurse or school administrator. Each seizure action plan will be distributed to any school personnel or volunteers responsible for the supervision or care of the student for whom such seizure action plan was created. Any authorization provided by a parent or guardian will be effective for the school year in which it is provided and will be renewed each following school year upon fulfilling the requirements.

A school or school employee who acts in compliance with the Seizure Safe Schools Act will not be liable for damages related to the care of a student's seizure disorder unless such damages resulted from an act of willful or wanton misconduct by the school or school employee. A school employee will not be subject to any disciplinary proceeding related to an act taken in compliance with the Seizure Safe Schools Act unless such action constitutes willful or wanton misconduct.

The Nebraska Board of Education (NDE) will adopt and promulgate rules and regulations to carry out the Seizure Safe Schools Act, including, but not limited to:

- Requirements for training programs for school employees
- Procedures for the development of seizure action plans
- The content of seizure action plans

Fiscal Impact should be minimal and can be absorbed by the agency.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE				
LB:	639	AM:	AGENCY/POLT. SUB: Department of Education	
REVIEWED BY:	Gary Bush	DATE:	2/26/21	PHONE: (402) 471-4161
COMMENTS: The agency states that the department would have a fiscal impact to implement the bill. However, since they did not provide any additional information, it is assumed that these additional costs would utilize existing resources and the bill does not require additional appropriations.				

Please complete ALL (5) blanks in the first three lines.

2021

LB⁽¹⁾ 639

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ NE Dept. of Education

Prepared by: ⁽³⁾ Bryce Wilson Date Prepared: ⁽⁴⁾ 2/25/21 Phone: ⁽⁵⁾ 402-471-4320

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2021-22</u>		<u>FY 2022-23</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	_____	_____	_____	_____
CASH FUNDS	_____	_____	_____	_____
FEDERAL FUNDS	_____	_____	_____	_____
OTHER FUNDS	_____	_____	_____	_____
TOTAL FUNDS	=====	=====	=====	=====

Explanation of Estimate:

LB 639 requires each school board and governing body of private, denominational or parochial schools have at least one school employee who has met prescribed training requirements to administer or assist with self-administration of seizure rescue medication to enrolled students. Each certificated school employee must also participate in at least one hour of self-study review on seizure disorder materials. The bill also prescribes written authorization and the components of an individualized seizure action plan. It allows a student to possess the supplies, equipment and medication necessary to treat a seizure disorder in accordance with the seizure action plan. NDE is required to adopt and promulgate rules and regulations to carry out the Seizure Safe Schools Act.

LB 659 would incur a fiscal impact for NDE in administering the Seizure Safe Schools Act, as staff would need to be dedicated to this task. Inconsistencies with *Rule 59* would need to be addressed. Training costs would be incurred at the local level with at least one school employee in each private, denominational and parochial school trained to administer or assist with the medication as well as each certificated school employee's one-hour self-study review of seizure disorder materials.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2021-22</u>	<u>2022-23</u>
	<u>21-22</u>	<u>22-23</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____
Capital improvements.....	_____	_____	_____	_____
TOTAL.....	_____	_____	_____	_____