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**SF 475** – Education Omnibus (LSB1489SV.3)  
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Fiscal Note Version – As amended by Committee Amendment H-8001  
Requestor – Representative Sharon Steckman

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### **Description**

[Senate File 475](#) as amended by Committee Amendment H-8001, which strikes everything after the enacting clause, makes a variety of changes to the Iowa Code regarding education. Of the six divisions of the Amendment, one will have a fiscal impact; two may have a fiscal impact, but the extent of fiscal impact is indeterminable; and three are expected to have little or no fiscal impact.

- Fiscal impact: Division II
- Possible, but indeterminable fiscal impact: Divisions I, IV
- Little or no fiscal impact: Divisions III, V, VI

### **Divisions I and IV**

#### **Background**

Divisions I and IV both pertain to various provisions regarding open enrollment in online academies. Division I rescinds the limitations on the number of students statewide open-enrolled in and receiving their education through a primarily online method. It also requires that the State Board of Education adopt rules for school districts using online curriculum regarding online course content, and that the Board ensure that the content is aligned to Iowa Core standards.

Division IV creates a provision that the resident district of an open-enrolled student may retain up to \$800 per year, calculated as \$200 per cocurricular or extracurricular activity at a maximum of two activities per semester, for the purpose of a student's participation in these activities. The resident district may allow the student to participate in more activities at the discretion of the district, and may charge the student the same fees as charged to other resident pupils. This provision will affect districts that have students who are open-enrolled for the purpose of receiving online education, who are included in this section.

#### **Assumptions**

It is unknown how many districts may choose to offer open enrollment online, or at what cost, as districts will be able to contract with both private and public institutions. It is also not possible to determine how many additional students may choose to participate in online open enrollment.

The number of students open-enrolling and who may choose to return to their resident districts for the purpose of cocurricular or extracurricular activities cannot be estimated.

## **Fiscal Impact**

It is not possible to determine the fiscal impact to schools of Division I or IV. There is not expected to be a fiscal impact to the State for Division IV.

There will be a cost to the State under Division I if more students who are currently under independent private instruction (home schooling) choose to open-enroll in an online school, but the number of students who may choose to do so cannot be determined at this time. On count day in the fall of 2017, there were 904 students open enrolled into online academies through CAM Community School District and Clayton Ridge Community School District. An analysis of the current enrollment trends for first grade through twelfth grade enrollment at the two active online academies shows that an estimated 9.6% of students enrolled in the academies in FY 2018 had not been enrolled in a public school the previous academic year.

## **Division II**

### **Background**

Division II of SF 475 relates to concurrent enrollment in community college classes and creates an exception to the “supplement not supplant” requirements under Iowa Code section [257.11](#) for one or more career and technical education (CTE) classes falling under a single technical educational area. For example, under Division II if a school district offers both a series of agriculture classes and a series of nursing classes, only one will be eligible for supplementary weighting. Under current law, a school district may contract with a local community college to offer CTE, math, liberal arts, and science courses, which generates supplementary weighting in the school aid formula aimed at covering part of the cost of those classes. CTE classes offered under these agreements are not eligible for supplementary weighting if they are supplanting other courses required under Iowa Code section [256.11](#). Under this Division, if the class is supplanting an “offer and teach” required class, it will be eligible for supplementary weighting, generating funds for schools within the school aid formula, if the class has more than five students enrolled and if the school district has fewer than 600 students enrolled and meets all other requirements.

### **Assumptions**

- School districts currently offering CTE classes will, when available and appropriate, supplant an “offer and teach” required class with a CTE class to generate supplementary weighting. Using the most recent available data, there are 41 courses across 26 school districts that could be eligible.
- For FY 2020, there may be classes which under current estimates have four or five students enrolled that will have increased enrollment to meet the threshold of six enrollees. For estimation purposes, between 8 and 14 five-student classes and 5 and 10 four-student classes reaching the threshold are included on the table below.
- Of school districts that do not currently have a CTE agreement, there are 24 that are close enough (within a 30-minute drive) to a community college center to possibly start an in-person CTE class by FY 2020. For FY 2020, 10 to 14 new classes are included in the estimation for **Table 1** below.
- School districts that do not currently have CTE concurrent enrollment classes will most likely be unable to start new school district campus CTE classes before FY 2021. This is due to the implementation time needed to have the materials, curriculum, and staff in place to meet the requirements of those agreements.

- In FY 2021, up to 49 more school districts could be eligible compared to the previous year. For estimation purposes, between one-quarter and one-third will begin CTE concurrent enrollment classes.

**Calculations**

- School districts will not be able to participate until FY 2020, as their enrollment information for FY 2019 has already been certified by the Department of Education.
- State cost per pupil (SCPP) is set at \$6,664 per student, and district cost per pupil is used when applicable and available. Any change in the State cost per pupil will affect the estimated cost.
- Property tax replacement payment (PTRP) is set at \$83 per student.
- Weighting is applied as appropriate to the type of class, at a rate of either 0.70 or 0.46. The average enrollment of eligible CTE classes is six. Weighting is prorated to reflect the portion of the school day required by the class via full-time equivalent (FTE) weighting. The average FTE of eligible classes is 0.054 and ranges from 0.012 to 0.10. Supplemental weighting is generated by multiplying weighting by enrollment by FTE.
- Using 0.70 weighting and all other averages, an average class generates 0.2268 weights, at a cost of \$1,341 in State aid. Total generated funding is \$1,511.

**Fiscal Impact**

There is no fiscal impact for Division II in FY 2019 because school districts have already submitted their concurrent enrollment counts for their FY 2019 budgets. In FY 2020, the new CTE exception may generate up to \$203,265 for schools that already have CTE agreements through supplementary weighting in the school aid formula. This amount includes State aid (\$180,388) and property taxes. This is the maximum possible amount that may be generated for those school districts based on current data, and the total amount generated may be lower if all school districts do not participate. The table below reflects 90.0% of classes utilizing the supplanting option as the minimum for FY 2020. Fiscal Year 2021 includes an additional one-quarter to one-third of school districts creating new CTE concurrent enrollment agreements.

**Table 1 – Estimated State Aid Change**

	FY 2019	FY 2020				FY 2021			
		Low Estimate		High Estimate		Low Estimate		High Estimate	
		State Aid	Property Tax	State Aid	Property Tax	State Aid	Property Tax	State Aid	Property Tax
Classes as Reported, Most Recent Data	\$ 0	\$ 116,477	\$ 14,771	\$ 129,419	\$ 16,413	\$ 147,327	\$ 18,684	\$ 180,388	\$ 22,876
Include Five Student Classes*	N/A	10,730	1,361	18,778	2,381	N/A	N/A	N/A	N/A
Include Four Student Classes**	N/A	6,706	851	13,413	1,701	N/A	N/A	N/A	N/A
New Classes	N/A	13,413	1,701	18,778	2,381	16,431	2,084	21,689	2,751
<b>Estimated Total</b>		<b>\$ 147,327</b>	<b>\$ 18,684</b>	<b>\$ 180,388</b>	<b>\$ 22,876</b>	<b>\$ 163,758</b>	<b>\$ 20,767</b>	<b>\$ 202,077</b>	<b>\$ 25,627</b>

\*Adds some schools adding an additional student into a class with five enrollees to meet the threshold.  
 \*\*Adds some schools adding two additional students into a class with four enrollees to meet the threshold.  
 New Classes are classes with school districts not currently offering CTE classes:  
 - Est. FY 2020 10-14 classes  
 - Est. FY 2021 18-24 classes  
 Totals may not sum due to rounding.

## **Division III, V, and VI**

### **Background**

In 2007 and 2008, the General Assembly enacted requirements that parents have their children's dental (2007) and vision (2008) health screened before their children begin attending school. These requirements were updated in 2013. Division III of the Bill creates a working group to review the best practices for implementing necessary student health screening while reducing administrative requirements on school districts.

### **Assumptions**

The working group will be made up of members deemed appropriate by the Department of Public Health as well as at least one representative from the Department of Education, the Department of Public Health, the Area Education Agencies, and the Iowa Academy of Family Physicians.

### **Fiscal Impact**

The Department of Education and the Department of Public Health report that due to budgetary restrictions, they do not plan to offer mileage reimbursement or lunches for the working group's meetings. As a result, there is not expected to be a fiscal impact for Division III.

The costs of Division V, which creates a biliteracy seal for high school graduates showing proficiency in a second language, may be offset by a nominal fee that the Department of Education is permitted to charge for the production of the seal.

Division VI requires that any guidance issued by the Department of Education, the State Board of Education, or the Director of Education be consistent with the underlying statute or rule, and that the guidance itself is not legally binding unless required or reasonably implied by the statute, administrative rule, or other legal authority. There is no expected fiscal impact.

### **Fiscal Impact – All Divisions**

**Table 2** outlines the fiscal impact of [SF 475](#) as amended by Committee Amendment H-8001. For FY 2019, the fiscal impact of the Bill cannot be determined. In FY 2020, the beginning of eligibility of CTE classes for supplementary weights results in an estimated net increase in General Fund expenditures via school State aid between \$116,477 and \$180,388.

**Table 2 – Estimated Fiscal Impact of All Divisions, General Fund**

<b>Division</b>	<b>Provision</b>	<b>Fiscal Impact — FY 2019</b>	<b>Fiscal Impact — FY 2020</b>
I	Online Education, Open Enrollment	Fiscal impact cannot be determined	Fiscal impact cannot be determined
II	Concurrent Enrollment, CTE Exception	No expected fiscal impact	Increase, estimated \$116,477 - \$180,388
III	Student Health Working Group	No expected fiscal impact	Not applicable
IV	Open Enrollment, Extracurricular Activity Fee	Fiscal impact cannot be determined	Fiscal impact cannot be determined
V	Department of Education — Biliteracy Seal	No expected fiscal impact	No expected fiscal impact
VI	Limitation on Department of Education Guidance	No expected fiscal impact	No expected fiscal impact
Total Estimated Impact			<u>\$116,477 - \$180,388</u>

**Sources**

Department of Education  
 Department of Public Health  
 LSA analysis and calculations

/s/ Holly M. Lyons

January 29, 2018

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The fiscal note for this Bill was prepared pursuant to Joint Rule 17 and the Iowa Code. Data used in developing this fiscal note is available from the Fiscal Services Division of the Legislative Services Agency upon request.

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