



LEGISLATIVE FISCAL OFFICE
Fiscal Note

Fiscal Note On: **HB 787** HLS 22RS 987
 Bill Text Version: **ORIGINAL**
 Opp. Chamb. Action:
 Proposed Amd.:
 Sub. Bill For.:

Date: May 15, 2022	2:52 PM	Author: GAROFALO
Dept./Agy.: Education		Analyst: Garrett Ordner
Subject: Training and Curriculum in Public Schools		

EDUCATION OR INCREASE EX See Note Page 1 of 2
 Provides relative to training and curriculum in public schools

Proposed legislation requires public school governing authorities to post information on websites pertaining to activities, training, and instructional materials, including but not limited to matters of nondiscrimination, diversity, equity, inclusion, race, ethnicity, sex, gender, or bias. Required information includes the title, author, organization, any website associated with each material and activity, a link to the material or activity if freely available, and a description of the material if not freely available. Required information also includes procedures for documentation, review, or approval of such materials. Requires the information to be displayed in searchable or sortable electronic formats. Provides that an attorney acting on behalf of a public school governing authority may request a legal opinion of whether a particular material is applicable under the proposed legislation. Provides for legal remedies for noncompliance. Proposed legislation applies to charter schools.

EXPENDITURES	2022-23	2023-24	2024-25	2025-26	2026-27	5 -YEAR TOTAL
State Gen. Fd.	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
Annual Total						
REVENUES	2022-23	2023-24	2024-25	2025-26	2026-27	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	\$0
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

EXPENDITURE EXPLANATION

The proposed legislation will impose indeterminable but potentially significant costs in the aggregate for local school districts and charter schools to develop lists of materials and activities used for student instruction by school, grade, teacher, and subject, and to post the lists online. Actual costs are indeterminable and will vary based on the manner in which schools implement the requirements of the legislation as well as the complexity of course curricula and the extent to which instructors have such information readily available. Costs will likely be highest in FY 23 as school districts work to develop the initial list of materials and activities, as well as to make necessary changes to their websites. There may be state or local costs to the extent legal action is initiated pursuant to the proposed legislation.

Schools and districts will experience workload increases for teachers and other staff to produce full bibliographic information on each material and activity for a full school year. In many schools, faculty and staff will need to work additional time prior to the beginning of the school year to meet the deadline imposed by the legislation.

Districts often employ faculty on nine, ten, or eleven- month contracts rather than the full year. Costs will be driven in large part by the need to employ faculty outside of their contracted work period in order to compile the required information and materials prior to the beginning of the school year. For illustrative purposes, if districts choose to compensate one working day for every classroom teacher to compile the required information (43,600 teachers x \$281.37/day), statewide costs would be \$12.3 M. If, instead, teachers are required to update the information on an existing professional development day, there would be no costs associated with the additional workload. Finally, school districts will need to verify the copyright status of all materials in determining whether they can be posted online.

EXPENDITURE EXPLANATION CONTINUED ON PAGE TWO

REVENUE EXPLANATION

There is no anticipated direct material effect on governmental revenues as a result of this measure.

Senate Dual Referral Rules
 13.5.1 >= \$100,000 Annual Fiscal Cost {S & H}
 13.5.2 >= \$500,000 Annual Tax or Fee Change {S & H}

House
 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}
 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

Evan Brasseaux

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 Interim Deputy Fiscal Officer



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CONTINUED EXPLANATION from page one:

EXPENDITURE EXPLANATION CONTINUED FROM PAGE ONE

In addition, proposed legislation requires a list of all materials and activities to be posted prominently on school district and charter school websites organized by school, grade, teacher, and subject. Proposed legislation requires districts to display the information in searchable or sortable electronic formats. Actual costs are indeterminable and vary based on current district and school capabilities and the manner in which districts choose to post the information online.

State costs for state-run special schools will vary. The Louisiana School for the Deaf and Visually Impaired (LSDVI) and Thrive Academy report no costs associated with the proposed legislation. The Louisiana School for Math, Science, and the Arts (LSMSA) reports that it will not experience increased costs as existing staff will upload syllabi to the school's website.

NOCCA may experience increased costs to develop a list of materials and activities on its website due to its unique curriculum. For illustrative purposes, NOCCA reports that 74 faculty will need to work an additional 16 days at a cost of \$455,130 (74 employees x 128 hours x \$48.05 per hour); 13 department chairs will need to work an additional 8 days at cost of \$39,978 (13 employees x 64 hours x \$48.05 per hour); 2 supervisors will need to work an additional 12 days at a cost of \$11,739 (2 employees x 96 hours x \$61.14 per hour); and 1 administrative support worker will need to work 5 days at a cost of \$1,442 (1 employee x 40 hours x \$36.04 per hour) to upload all materials and activities to its website prior to the beginning of the school year. The total cost to NOCCA in FY 23 will be \$508,288. The LFO is unable to verify the extent of the increased workload that will be experienced by NOCCA faculty and staff. Costs will be lower to the extent that NOCCA staff and faculty are able to perform the required work within a shorter period of time.

Proposed legislation provides that the attorney general, state superintendent of education, legislative auditor, district attorney for the jurisdictional district, or parish attorney for the parish in which an alleged violation of this Section occurs may initiate a suit in the district or parish court in the jurisdiction in which the public school governing authority is located for the purpose of complying with this Section. The AG's office reports that it will require \$305,469 in FY 23 to create two (2) Assistant Attorney General positions (\$155,769 salaries and \$80,216 related benefits) and one (1) Administrative Assistant position (\$43,615 salary and \$25,869 related benefits). Additionally, the AG's office reports that it will require \$26,500 in operating expenses and \$13,356 in acquisitions in FY 23. The AG's office reports that it may be necessary to increase staff as the legislation applies to every school in each of the 64 parishes. The workload created by proposed law is speculative and dependent upon the number of cases the AG's office decides to pursue. The LFO cannot corroborate the workload and workforce that the office estimates will be necessary. To the degree that demand for services does not materialize, or is less than estimated, the positions and costs may decrease accordingly.

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