

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 625** HLS 13RS 939

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: May 20, 2013	4:41 PM	Author: GAINES
Dept./Agy.: Education		Analyst: Mary Kathryn Drago
Subject: Procedures for removal of teachers		

TEACHERS OR SEE FISC NOTE LF EX Page 1 of 1
Provides relative to the process for discharging, demoting, or disciplining a permanent public school teacher

The proposed legislation provides for a teacher who satisfactorily served as a teacher for more than 3 consecutive years to be declared a permanent teacher. In addition the legislation changes the procedures for the discharge, demotion or discipline of permanent, or tenured, teachers. The superintendent will make the appropriate recommendations to be considered by the school board. A permanent teacher aggrieved by any discipline imposed by a school board may appeal within 10 days of receipt of information by filing a Notice of Appeal with the New Orleans regional office of the American Arbitration Association. Appeals shall be subject to mandatory binding arbitration. The parties of the arbitration will be the teacher and the school board. The parties will select a panel of Louisiana arbitrators from a list maintained by the American Arbitration Association. Three arbitrators will be selected. The arbitration will be conducted in accordance with Louisiana Binding Arbitration Law. After all evidence is considered, the arbitrators may make any award that a majority deems appropriate. There will be no appeal from any order confirming, modifying, correcting, or vacating an arbitration award or from a judgment entered upon an arbitration award.

EXPENDITURES	2013-14	2014-15	2015-16	2016-17	2017-18	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	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
Annual Total						

REVENUES	2013-14	2014-15	2015-16	2016-17	2017-18	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>	<u>\$0</u>
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

EXPENDITURE EXPLANATION

The fiscal impact on school systems as a result of the proposed legislation is indeterminable. It is possible that school system expenditures may be reduced if certain persons, such as counsel or court reporters, are not required to be at school board meetings when the allegations against the teacher are discussed. There is no official data collected on the costs of hearings of permanent teachers, however, the costs could typically exceed \$1,000-\$2,000 per hearing depending on the length of the hearing. In the event a permanent teacher is discharged, demoted or disciplined, the teacher is aggrieved and files an appeal, local school system expenditures will increase to proceed with arbitration. Previously, a teacher could petition a court to review the action of a school board. It is not known if the court costs would exceed the cost of arbitration.

REVENUE EXPLANATION

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

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| <u>Senate</u> | <u>Dual Referral Rules</u> | <u>House</u> |
| <input type="checkbox"/> 13.5.1 >= \$100,000 Annual Fiscal Cost {S&H} | <input type="checkbox"/> 6.8(F) >= \$500,000 Annual Fiscal Cost {S} | |
| <input type="checkbox"/> 13.5.2 >= \$500,000 Annual Tax or Fee Change {S&H} | <input type="checkbox"/> 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S} | |

Evan Brasseaux
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Staff Director