



LEGISLATIVE FISCAL OFFICE  
Fiscal Note

Fiscal Note On: **HB 1368** HLS 10RS 2743  
Bill Text Version: **ENGROSSED**  
Opp. Chamb. Action:  
  
Proposed Amd.:  
Sub. Bill For.:

<b>Date:</b> May 12, 2010	7:04 AM	<b>Author:</b> SMITH, JANE
<b>Dept./Agy.:</b> Education		
<b>Subject:</b> Red Tape Reduction		<b>Analyst:</b> Mary Kathryn Drago

EDUCATION EG SEE FISC NOTE EX See Note Page 1 of 1

Authorizes BESE to exempt a school district from certain laws, rules, and regulations pursuant to a request and proposal for increasing quality of instruction and academic achievement from the school district

The proposed legislation allows the Board of Elementary and Secondary Education (BESE) to issue a waiver to a district that has a goal of improving the quality of instruction and student academic achievement. A waiver means a district is exempt from any provision in Title 17 or from any rule, regulation, or policy of BESE that is applicable to public schools and public school officers and employees. A waiver may be granted for any combination of laws except R.S. 17:158, 416.2, 3902, laws and regulation identified in R.S. 17:3996(B)(1) through (23) and related matters in R.S. 17:3996(A)(1) through (17), and limitations or restrictions on outsourcing of food, clerical, custodial, or paraprofessional services. A waiver may be granted for a period up to four years unless terminated sooner or extended if found to be effective. A waiver may be requested for any school, any combination of schools, or all schools. BESE will require any low-performing school covered by a waiver to meet certain conditions.

EXPENDITURES	2010-11	2011-12	2012-13	2013-14	2014-15	5 -YEAR TOTAL
State Gen. Fd.	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

REVENUES	2010-11	2011-12	2012-13	2013-14	2014-15	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	\$0	\$0	\$0	\$0	\$0	\$0
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

EXPENDITURE EXPLANATION

The proposed legislation would allow the Board of Elementary and Secondary Education to exempt schools from certain laws and policies applicable to public schools, officers and employees such as instructional time, curriculum, funding, and personnel. It is not possible to determine which laws and policies may be requested to be waived. In addition, it is not known if the waiver will result in a cost or savings to the affected schools.

Low performing schools that are granted a waiver may be required to reward highly effective teachers, and provide ineffective teachers with professional development. These schools may also be required to put in place new leadership and a majority of new staff, convert a school to a charter, or close the school or hire a new principal. It is also possible that if a low performing school is granted a waiver, and upon termination of the waiver does not meet their accountability growth targets, the school may be transferred to the Recovery School District or enter into a Memorandum of Understanding with the Recovery School District. The potential fiscal effects of implementing any of these actions is not known.

It is assumed the report BESE is required to submit to the legislature will be prepared by using existing staff and resources. The initial report will be submitted by March 1, 2012.

REVENUE EXPLANATION

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

Senate	Dual Referral Rules	House	
<input type="checkbox"/> 13.5.1 >= \$100,000 Annual Fiscal Cost		<input type="checkbox"/> 6.8(F) >= \$100,000 Annual SGF Cost	
<input type="checkbox"/> 13.5.2 >= \$500,000 Annual Tax or Fee Change		<input type="checkbox"/> 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease	H. Gordon Monk Legislative Fiscal Officer