



LEGISLATIVE FISCAL OFFICE  
Fiscal Note

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

<b>Date:</b> June 20, 2010 3:40 PM	<b>Author:</b> SMITH, JANE
<b>Dept./Agy.:</b> Education	<b>Analyst:</b> Mary Kathryn Drago
<b>Subject:</b> Red Tape Reduction	

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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) and related matters in R.S. 17:3996(A), 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. In the event this legislation is enacted, no city, parish, or local public school board shall be required to comply with any unfunded mandate imposed by state law or any rule or BESE policy.

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. It also should be noted that if this legislation is enacted, local school systems are not required to comply with any unfunded mandate. School system expenditures could decrease significantly if they are not required to adhere to certain laws or rules which are not funded. The potential decrease in expenditures cannot be determined.

Low performing schools that are granted a waiver may 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. 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.

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	 H. Gordon Monk Legislative Fiscal Officer
<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	