

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 79TH LEGISLATIVE REGULAR SESSION

May 9, 2005

TO: Honorable Kent Grusendorf, Chair, House Committee on Public Education

FROM: John S. O'Brien, Deputy Director, Legislative Budget Board

IN RE: SB42 by Nelson (Relating to health education and physical activity in public primary and secondary schools.), **As Engrossed**

No significant fiscal implication to the State is anticipated.

Section 2 of the bill would require adoption and enforcement of a local policy requiring students in middle and junior high school to engage in physical activity for at least 30 minutes per day or 135 minutes per week. Sections 3 through 6 of the bill would require the implementation of coordinated health programs to include middle and junior high school students.

It is assumed that districts would meet these requirements through daily combined physical education and health sections. An analysis of middle school enrollment, physical education staffing, and elective courses currently offered indicates that on a net basis about 358 additional teacher FTEs would be needed beginning in 2006-07. The implications for additional Teacher Retirement System (TRS) on-behalf contributions would be anticipated to be approximately \$882,000 on an annual basis beginning in fiscal year 2007.

Sections 7 and 8 of the bill would require annual data collection, summarization, and reporting of campus and district level statistics and data relating to student health and activity and local policies. Assuming that the required data would be gathered by means of an automated survey instrument and compiled with minimal summarization, the fiscal implications for the Texas Education Agency (TEA) would not be significant.

The bill would take effect immediately upon enactment by the necessary voting majority or September 1, 2005 and would apply beginning with the 2006-07 school year.

Local Government Impact

Implementation of daily physical activity and coordinated health for middle and junior high students would require an estimated 358 additional teachers beginning in 2006-07. Based on the current minimum salary structure, the annual salary cost for local school districts would be approximately \$14.7 million on a statewide basis beginning fiscal year 2007.

In regard to local reporting requirements outlined by the bill and additional local information that would be reported to TEA, it is assumed there would be no significant fiscal impact to local school districts on a statewide basis.

Source Agencies: 537 Department of State Health Services, 701 Central Education Agency

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