

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION**

**April 28, 2009**

**TO:** Honorable Rob Eissler, Chair, House Committee on Public Education

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

**IN RE: HB2476** by Olivo (Relating to discipline management in public schools.), **As Introduced**

**Estimated Two-year Net Impact to General Revenue Related Funds** for HB2476, As Introduced: a negative impact of (\$7,900,000) through the biennium ending August 31, 2011.

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

**General Revenue-Related Funds, Five-Year Impact:**

<b>Fiscal Year</b>	<b>Probable Net Positive/(Negative) Impact to General Revenue Related Funds</b>
2010	(\$6,200,000)
2011	(\$1,700,000)
2012	(\$1,700,000)
2013	(\$2,000,000)
2014	(\$1,700,000)

**All Funds, Five-Year Impact:**

<b>Fiscal Year</b>	<b>Probable Savings/(Cost) from General Revenue Fund 1</b>
2010	(\$6,200,000)
2011	(\$1,700,000)
2012	(\$1,700,000)
2013	(\$2,000,000)
2014	(\$1,700,000)

**Fiscal Analysis**

The bill would require the Commissioner of Education to develop a discipline management training program for teachers. Teachers on campuses rated academically unacceptable due to the percentage of students assigned to disciplinary alternative education programs (DAEPs) would be required to attend. The bill would require the Texas Education Agency (TEA) to conduct or contract for an evaluation of the training program and to deliver a report to the legislature prior to December 1, 2014 on the results of the evaluation.

The bill would establish a parental notification requirement for school districts when a student is placed in a DAEP for conduct for which mandatory DAEP placement is required. The bill would require school districts to establish disciplinary conference oversight committees to ensure required hearings and conferences comply with state law. The bill would add a performance indicator in the state accountability system related to the percentage of students, disaggregated by specified

demographic characteristics, placed in DAEPs.

### **Methodology**

For the purpose of this estimate, it is assumed that the Texas Education Agency would provide the required training through regional education service centers and that the training would begin early in fiscal year 2011 as required under the bill. Assuming training for 5,000 individuals per year at a cost of \$300 per person, for stipends and materials, the annual cost to implement this requirement is estimated to be \$1,500,000 beginning in fiscal year 2011.

Costs to develop the training and accountability framework are estimated to total \$6,000,000 in fiscal year 2010. Ongoing administrative costs to provide the training and perform prescribed annual accountability analyses are estimated to be approximately 200,000.

The bill would require a one-time comprehensive evaluation of the training program with a report to the legislature prior to December 1, 2014. The cost for this requirement is estimated to be \$300,000 in fiscal year 2013.

### **Local Government Impact**

The bill would require that teachers on campuses rated academically unacceptable due to the percentage of students assigned to disciplinary alternative education programs (DAEPs) attend state-developed discipline management training.

The bill would establish a parental notification requirement for school districts when a student is placed in a DAEP for conduct for which mandatory DAEP placement is required. The bill would require school districts to establish disciplinary conference oversight committees to ensure required hearings and conferences comply with state law. The bill would add a performance indicator in the state accountability system related to the percentage of students, disaggregated by specified demographic characteristics, placed in DAEPs.

### **Source Agencies:**

**LBB Staff:** JOB, JSp, JGM, JSc