

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 82ND LEGISLATIVE REGULAR SESSION

May 24, 2011

TO: Honorable Joe Straus, Speaker of the House, House of Representatives

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

IN RE: HB1335 by Allen (Relating to certain resources available to teachers of a public school student with a disability under the statewide plan for delivery of services to public school students with disabilities.), **As Passed 2nd House**

<p>No significant fiscal implication to the State is anticipated.</p>
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The bill would require the Texas Education Agency (TEA) to develop a standardized form for use in developing an individualized education program (IEP), including information under Section 1417(e) (1), Title 20, United States Code, which authorizes the development of a model form to implement the Individuals with Disabilities Education Act of 2004 (IDEA). The bill would require the TEA to post the form on its website for use by school districts.

It is estimated that agency costs to develop an IEP model form are not significant and could be covered with existing Federal Funds.

Local Government Impact

School districts and open-enrollment charter schools would be required to expend funds to develop and implement the process regarding the review of student IEPs. The requirement to allow a classroom teacher to request an ARD committee meeting could be costly and could create procedural problems for the school district, open-enrollment charter school, or the parent. The provisions of this bill would impact only regular classroom teachers who instructed students with disabilities and would not effect change with regard to special education instructional and related service providers. Approximately 68 percent of the students with disabilities are served 80 percent or more of the day in a regular classroom. The provisions of this bill could result in a large number of additional ARD committee meetings. The impact of the associated costs to school districts and open-enrollment charter schools is not known at this time and could vary widely from school district to school district.

The bill would authorize students with certain pervasive developmental disorders to transfer to any public school within the student's school district of residence upon request of the student's parent.

Source Agencies: 701 Central Education Agency

LBB Staff: JOB, LXH, JGM, JW