

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 82ND LEGISLATIVE REGULAR SESSION

April 18, 2011

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

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

IN RE: HB1340 by Walle (Relating to the use of positive behavioral interventions and supports in public schools.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would establish a Statewide Positive Behavioral Interventions and Supports (PBIS) Leadership Team for the purposes of assessing, developing, implementing, managing, and evaluating a statewide school-wide system of positive behavioral interventions and supports for students, to align policies and resources of appropriate state agencies, to develop and implement a statewide plan for PBIS and provides a framework for school districts to adopt the plan, and to identify funding available for school districts to implement the plan.

The leadership team would be composed of representatives from the Texas Education Agency, independent school districts, regional education service centers, the Department of State Health Services, institutions of higher education, the Texas Integrated Funding Initiative of the Health and Human Services Commission (HHSC), the Texas Collaborative for Emotional Development in Schools project, the Texas Juvenile Probation Commission, the Texas Youth Commission, at least three public members with children in public schools, and any other positive behavioral interventions and supports experts. Members would serve four-year terms.

The bill would require the Office of Program Coordination for Children and Youth at HHSC to issue a request for proposals to select an institution of higher education to coordinate and provide administrative support to the leadership team. The coordinating entity would be required to use telecommunications to facilitate participation of the leadership team members.

The bill would authorize the members of the leadership team to enter into a Memorandum of Understanding (MOU) with other state agencies to implement any method, process, policy or recommendation identified by the action plan. The bill would authorize the leadership team to convene an advisory body.

The bill would require the leadership team to submit a report to the Council on Children and Families regarding the progress of the statewide plan and outcome measures no later than October 1 of each even-numbered year, beginning in 2014. The leadership team would be required to submit an initial report on the progress of the statewide plan no later than October 1, 2012. The bill would take effect on September 1, 2011.

This analysis assumes that the duties and responsibilities associated with creating and administering the leadership team and identifying a plan for implementation of a statewide PBIS system could be accomplished by agencies with members serving on the leadership team through existing resources. For purposes of this analysis, it is assumed that as part of the development of the plan, information would be gathered through a survey regarding current school district collection of data elements identified in the bill, but that no changes to school district reporting or state data collection would be required. While the bill directs the leadership team to identify available funding for implementing the plan, the source or amount of funding necessary for school districts opting to implement the plan is not estimated at this time.

Local Government Impact

Based on the analysis of TEA, there could be administrative costs to school districts to implement and report on the implementation of programs. These costs would vary from school district to school district. It is assumed that if funding became available that some costs could be offset by funding specifically to implement these programs.

Source Agencies: 529 Health and Human Services Commission, 665 Juvenile Probation Commission, 694 Youth Commission, 701 Central Education Agency

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