

FISCAL NOTE

STATE OF ALASKA
2012 LEGISLATIVE SESSION

Bill Version **HB256**
Fiscal Note Number _____
() Publish Date _____

Identifier (file name) HB256-EED-SSA-1-20-12

Title "An Act repealing the powers of the Department of
Education & Early Development to intervene..."
Dept. Affected Education & Early Development
Appropriation Teaching and Learning Support
Allocation Student & School Achievement

Sponsor Representative Dick
Requester House Education Committee
OMB Component Number 2796

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

	FY13 Appropriation Requested	Included in Governor's FY13 Request	Out-Year Cost Estimates				
OPERATING EXPENDITURES	FY13	FY13	FY14	FY15	FY16	FY17	FY18
Personal Services							
Travel							
Services							
Commodities							
Capital Outlay							
Grants, Benefits							
Miscellaneous							
TOTAL OPERATING	***	***	***	***	***	***	***

FUND SOURCE (Thousands of Dollars)

1002	Federal Receipts						
1003	GF Match						
1004	GF						
1005	GF/Prgm (DGF)						
1037	GF/MH (UGF)						
1178	temp code (UGF)						
TOTAL		***	***	***	***	***	***

POSITIONS

Full-time							
Part-time							
Temporary							

CHANGE IN REVENUES

Estimated SUPPLEMENTAL (FY12) operating costs _____ (separate supplemental appropriation required)
(discuss reasons and fund source(s) in analysis section)

Estimated CAPITAL (FY13) costs _____ (separate capital appropriation required)
(discuss reasons and fund source(s) in analysis section)

Why this fiscal note differs from previous version (if initial version, please note as such)

Initial version

Prepared by Cynthia Curran, Director
Division Teaching and Learning Support
Approved by Mike Hanley
Commissioner

Phone 465-2857
Date/Time 1/31/2012 4:15pm
Date 1/31/2012

FISCAL NOTE

STATE OF ALASKA
2012 LEGISLATIVE SESSION

BILL NO. HB256

Analysis

The fiscal effect of this bill is indeterminate because the legal effect is not clear. This bill repeals department authority to redirect district funding and to direct the personnel in charge of instructional practices. However, under the decision in *Moore v. State*, the state is still required to exercise oversight and accountability in local school districts. Further, AS 14.03.123 will still require the department to implement federal education law, which requires an accountability system and a state system of support. Federal law also requires the department to implement one or more corrective action in a school district that is identified for corrective action. If HB 256 passes it will be unclear as to what authority the department has to implement the various corrective actions provided for in federal law. In sum, the repeal of department authority, coupled with the requirement to stay compliant with the Alaska Constitution and federal law, may affect the resources needed for school improvement, but it is unclear what the effect will be.