

February 23, 2015

The Honorable Ronald Highland, Chairperson
House Committee on Education
Statehouse, Room 561-W
Topeka, Kansas 66612

Dear Representative Highland:

SUBJECT: Fiscal Note for HB 2292 by House Committee on Federal and State Affairs

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2292 is respectfully submitted to your committee.

HB 2292 would establish the Local Control of Kansas Education Act. The bill provides that the state would retain sole control over the development, establishment and revision of K-12 curriculum standards. Any education entity or any state official would be prohibited from joining any consortium when the participation in that consortium would cede any measure of control over any aspect of Kansas public education to any entity not explicitly allowed authority over education in Article 6 of the *Kansas Constitution*.

Any actions taken by any education entity or any state official to adopt, implement or align programs, assessments, testing, surveys or any educational materials or activities to the common core state standards, the social, emotional and character development standards, the national curriculum standards for social studies, the national health education standards, the national sexuality education standards, core content and skills, or any other academic standards not in the public domain, free of any copyright, as of July 1, 2015 would be void. Any education entity or any state official could not accept public or private funds or spend any funds for the purchase of materials or for teacher in-service training that supports, aligns or is used to implement the above listed academic standards. No state law, rule or regulation could condition teacher evaluation or pay on state assessment scores or student participation in state assessments.

The Kansas curriculum standards used to teach K-12 English, language arts, mathematics and science prior to October 12, 2010, would be reinstated for kindergarten through grade 12 beginning July 1, 2015 and remain in effect until July 1, 2017. After July 1, 2017, revised Kansas standards may be developed. The State Board of Education would be required to rescind any requirement, agreement or waiver, including the No Child Left Behind waiver, with the U.S. Department of Education or any other federal agency which conditioned the receipt of federal

funding upon the Board revising educational curriculum standards to align with the common core state standards. In addition, an educational agency could not disclose any personally identifiable student data unless prior written consent is provided by the parent or guardian of the student.

Finally, the bill would require the State Board of Education to establish model curriculum standards which reflect high academic standards for the core academic areas of math, science, reading, writing and social studies but could not use the Common Core standards.

| Estimated State Fiscal Effect | | | | |
|-------------------------------|----------------|----------------------|----------------|----------------------|
| | FY 2015 SGF | FY 2015 All Funds | FY 2016 SGF | FY 2016 All Funds |
| Revenue | -- | -- | -- | -- |
| Expenditure | -- | -- | \$1,150,000 | \$1,150,000 |
| FTE Pos. | -- | -- | -- | -- |

According to the Kansas Department of Education, enactment of HB 2292 would require additional expenditure of \$1,150,000, all from the State General Fund, in both FY 2016 and FY 2017. The Department would contract with the Center for Educational Testing and Evaluation (CETE) at the University of Kansas to create new state assessment tests over a two-year period.

The Department notes that any new standards that the state would adopt as a result of HB 2292 would be required to pass a review by the U.S. Department of Education. If the state would not pass this review, Kansas could be subject to the previous Annual Yearly Progress (AYP) model of school accountability, which could change how schools would use federal funds from Title I program grants. Any fiscal effect associated with HB 2292 is not reflected in *The FY 2016 Governor's Budget Report*.

Sincerely,



Shawn Sullivan,
Director of the Budget

cc: Dale Dennis, Education