

(Return in triplicate)

FISCAL NOTE

Bill/Resolution No.: House Bill No. 1652 Amendment to: _____

Requested by: Legislative Council Date of Receipt: _____

Please estimate the fiscal impact of the above measure for:

State general or special funds Counties Cities

In the following space note the fiscal effect in dollars of this measure:

Narrative: This fiscal note as developed applies only to Section 3. Amendment of this bill as the Section pertains to due process hearings brought successfully against school districts by a plaintiff under PL 94-142. To date, there has been an average of 1 due process hearing per year. A dollar range of cost savings to the local school district if the plaintiff prevailed indicated in the County and City Fiscal Effect section of the fiscal note. A range is indicated because issues eligible for a due process hearing vary in complexity and thus in cost. There is no change in fiscal impact to the Department of Public Instruction or to the local school district's own expenses incurred in a due process hearing.

Due process hearings may only be filed against school districts to secure a free appropriate public education for a handicapped child.

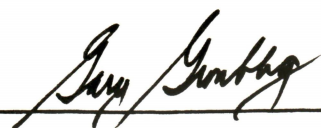
State Fiscal Effect:

1985-86		1986-87		Biennium Total	
<u>Special Funds</u>	<u>General Fund</u>	<u>Special Funds</u>	<u>General Fund</u>	<u>Special Funds</u>	<u>General Fund</u>

County and City Fiscal Effect:

1985-86		1986-87		Biennium Total	
<u>Counties</u>	<u>Cities</u>	<u>Counties</u>	<u>Cities</u>	<u>Counties</u>	<u>Cities</u>
	Range		Range		Range
	\$800 - \$3920		\$840 - \$4116		\$1640 - \$8036

If additional space is needed, attach a supplemental sheet.

Signed 

Typed Name Gary Gronberg

Date prepared: _____

Department Department of Public Instruction

Explanation of Fiscal Note

HB 1652

Attorney's Cost for Plaintiff

A. Preparation Costs for Hearing Includes meetings with parents, and if needed, school personnel and advocacy assistance project staff. (attorney costs based on \$80/hr.)	6 hours @ \$80/hr. = 480	30 hours @ \$80/hr = \$2400
B. Hearing Presentation	3 hours @ \$80/hr. = 240	8 hours @ \$80/hr = 640
C. Post Hearing Includes submission of briefs, additional conferences, receipt of hearing officer's decision.	1 hour @ \$80/hr. = 80	6 hours @ \$80/hr = 480
D. Other Costs		
1) Any travel, food, lodging, if needed, for attorney	estimated \$100	estimated \$150 - \$200
2) Any costs for expert witnesses	usually would not apply	0 to \$200 - \$300 if witness is from out of state
3) Related to long distance calls, special electronic equipment which may be required	minimal	\$20 - \$50
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	\$800	\$3520 - 3920