

FISCAL NOTE
Requested by Legislative Council
01/10/2007

Bill/Resolution No.: HB 1292

1A. **State fiscal effect:** *Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.*

	2005-2007 Biennium		2007-2009 Biennium		2009-2011 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues	\$0	\$0	\$0	\$0	\$0	\$0
Expenditures	\$0	\$0	\$12,396,244	\$0	\$12,396,244	\$0
Appropriations	\$0	\$0	\$0	\$0	\$0	\$0

1B. **County, city, and school district fiscal effect:** *Identify the fiscal effect on the appropriate political subdivision.*

2005-2007 Biennium			2007-2009 Biennium			2009-2011 Biennium		
Counties	Cities	School Districts	Counties	Cities	School Districts	Counties	Cities	School Districts
\$0	\$0	\$0	\$0	\$0	\$12,396,244	\$0	\$0	\$12,396,244

2A. **Bill and fiscal impact summary:** *Provide a brief summary of the measure, including description of the provisions having fiscal impact (limited to 300 characters).*

The bill amends current language in the English Language Learner Program requirements and payments adding that instruction must be English immersion, defining English immersion, and adding requirements that students must be taught in English, tested twice a year, and segregated for instruction.

B. Fiscal impact sections: *Identify and provide a brief description of the sections of the measure which have fiscal impact. Include any assumptions and comments relevant to the analysis.*

The primary fiscal impact of this bill includes additional teachers and materials for English immersion instruction and testing that must take place outside the regular classroom. A review of the literature on appropriate program models describes the type of Immersion Education that uses English Language Development in a "Pull-Out" model as "very costly as additional ESL resource teachers must be used" (Linquanti, 1999, retrieved from http://www.wested.org/policy/pubs/fostering/adv_conc.htm 1.12.07). The state definition of proficiency in English language, as approved by the United States Department of Education, was used to determine the number of students qualifying as English Language Learners who are not able to do "regular schoolwork."

3. **State fiscal effect detail:** *For information shown under state fiscal effect in 1A, please:*

A. **Revenues:** *Explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.*

School districts currently use local, state, and federal funds to provide English Language Learner instruction.

B. **Expenditures:** *Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.*

A conservative estimate, using a high teacher/pupil ratio provides that the state would need 129 additional English Language Learner certified and content teachers with English Language Learner training to teach in separate classrooms at a cost of \$6,461,667. Testing costs include \$140,000.00. Costs for instructional materials required for English Language Learner classrooms is estimated at \$3,685. Transportation is included at an estimate of \$55,270 since English Language Learners are spread through school districts and spread throughout the state. Rural school districts will need to collaborate to provide the necessary classrooms and teachers.

C. **Appropriations:** *Explain the appropriation amounts. Provide detail, when appropriate, for each agency and fund affected. Explain the relationship between the amounts shown for expenditures and*

appropriations. Indicate whether the appropriation is also included in the executive budget or relates to a continuing appropriation.

Costs would impact school districts with students qualifying as English Language Learners. Currently the Department of Public Instruction - Senate Bill 2013 includes \$650,000 for English Language Learner instructional costs and \$275,000 for English Language Proficiency Assessment. This funding supports school district costs for the instructional and assessment program for English Language Learners. The funding for services and assessment included in SB 2013 are subtracted from the total estimated costs of \$13,321,244 for HB 1292.

Name:	Mari B. Rasmussen	Agency:	Public Instruction
Phone Number:	328-2958	Date Prepared:	01/15/2007