

FISCAL ESTIMATE FORM

1999 Session

- ORIGINAL UPDATED
 CORRECTED SUPPLEMENTAL

LRB #-2463/1

Introduction # Assembly Bill 412

Admin. Rule #

Subject Modifying the definition of a parent of a child with a disability and granting rule-making authority

Fiscal Effect

State: No State Fiscal Effect - Indeterminable
 Check columns below only if bill makes a direct appropriation
 or affects a sum sufficient appropriation.

- Increase Costs - May be possible to Absorb
 Within Agency's Budget Yes No

 Decrease Costs

- Increase Existing Appropriation Increase Existing Revenues
 Decrease Existing Appropriation Decrease Existing Revenues
 Create New Appropriation

Local: No local government costs - Indeterminable

- | | | |
|---|---|--|
| 1. <input type="checkbox"/> Increase Costs
<input type="checkbox"/> Permissive <input type="checkbox"/>
Mandatory | 3. <input type="checkbox"/> Increase Revenues
<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory | 5. Types of Local Governmental Units Affected:
<input type="checkbox"/> Towns <input type="checkbox"/> Villages <input type="checkbox"/> Cities

<input type="checkbox"/> Counties <input type="checkbox"/> Others _____
<input type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts |
| 2. <input type="checkbox"/> Decrease Costs
<input type="checkbox"/> Permissive <input type="checkbox"/>
Mandatory | 4. <input type="checkbox"/> Decrease Revenues
<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory | |

Fund Sources Affected

- GPR FED PRO PRS SEG

SEG-S

Affected Ch. 20 Appropriations

Assumptions Used in Arriving at Fiscal Estimate:

Under current law, a parent for special education purposes is defined, among other things, as a biological parent of a child with a disability (CWD), an adoptive parent of a CWD or a legal guardian of a CWD. This bill expands the definition of parent to include a foster parent of a CWD if the biological or adoptive parents or the legal guardian of the CWD have died or if the local educational agency (generally a school district) cannot locate the biological or adoptive parents or the legal guardian of the CWD after reasonable efforts.

Current federal Individuals with Disabilities Education Act (IDEA) regulations, which became effective on July 1, 1999, limit circumstances under which a foster parent can act as a parent in special education matters. AB 412 does not contain these limitations. If AB 412 were to become law, it is possible that the department of education (DOE) may find that the provisions contained in AB 412 conflict with IDEA regulations. Failure to comply with federal law may result in a delay, a reduction, or the withholding of IDEA funding. Any reduction in federal aid as a result of this bill is indeterminable.

Long-Range Fiscal Implications:

Prepared By: (Name & Phone # / Agency Name)

Tom Johnson (608) 266-2819
Department of Public Instruction

Authorized Signature / Telephone No.

Gina Frank-Reece
Gina Frank-Reece (608) 266-2804

Date

8-4-99