

### Fiscal Estimate - 2005 Session

Original     
  Updated     
  Corrected     
  Supplemental

<b>LRB Number</b> <b>05-3100/1</b>	<b>Introduction Number</b> <b>AB-562</b>
------------------------------------	--

**Subject**  
 Direct DPI not to comply with No Child Left Behind Act

**Fiscal Effect**

**State:**

No State Fiscal Effect  
 Indeterminate

<input type="checkbox"/> Increase Existing Appropriations <input type="checkbox"/> Decrease Existing Appropriations <input type="checkbox"/> Create New Appropriations	<input type="checkbox"/> Increase Existing Revenues <input type="checkbox"/> Decrease Existing Revenues	<input type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Decrease Costs
--	--	---

**Local:**

No Local Government Costs  
 Indeterminate

1. <input type="checkbox"/> Increase Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory 2. <input type="checkbox"/> Decrease Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	3. <input type="checkbox"/> Increase Revenue <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory 4. <input type="checkbox"/> Decrease Revenue <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	<b>5. Types of Local Government Units Affected</b> <input type="checkbox"/> Towns <input type="checkbox"/> Village <input type="checkbox"/> Cities <input type="checkbox"/> Counties <input type="checkbox"/> Others <input checked="" type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts
--	--	--

<b>Fund Sources Affected</b>	<b>Affected Ch. 20 Appropriations</b>
<input checked="" type="checkbox"/> GPR <input checked="" type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEGS	

<b>Agency/Prepared By</b> DPI/ Lori Slauson (608) 267-9127	<b>Authorized Signature</b> Michael Bormett (608) 266-2804	<b>Date</b> 9/8/2005
---	---	-------------------------

## Fiscal Estimate Narratives

DPI 9/8/2005

LRB Number	05-3100/1	Introduction Number	AB-562	Estimate Type	Original
<b>Subject</b>					
Direct DPI not to comply with No Child Left Behind Act					

### Assumptions Used in Arriving at Fiscal Estimate

The provisions under 2005 Assembly Bill 562 that may have a fiscal effect on the department and school districts are as follows:

- The bill requires the department and school boards to resolve conflicts between provisions of federal education laws and state laws.

State - The department has and will continue to analyze any newly authorized federal education laws to determine their impact on school districts and state requirements. There is no state fiscal effect.

Local - There is a potential for a significant local fiscal effect if each district is required to analyze each federal education law to address the provisions listed in this bill. Many school districts look to the department for guidance in such areas and do not have sufficient funds, time or expertise to review each federal education law. These costs are indeterminate.

- In addition to resolving conflicts between provisions of federal education laws and state laws, the bill requires the department to give priority to meeting state goals, program needs, and accountability requirements.

State and Local - This provision has the potential to have a significant state and local fiscal effect. If a state/school district receives federal funds, such funds are earmarked for specific federal program activities and may not be used at the department's/school district's discretion, including giving priority to meet state goals, program needs, and accountability requirements. Improper use of federal funds may cause the state/school district to lose those funds. The amount lost in federal funds is indeterminate, but Wisconsin school districts receive over \$270 million in federal NCLB funds annually.

- Although Section 9527 of the NCLB Act [20 USC 7907 (a)] specifies that grant recipients may not be required to modify curriculum or program of instruction and are not required to use state or local funds to carry out the provisions under the Act, the bill requires the department and school boards to determine whether any of these provisions occurred and to request a waiver if these provisions occurred.

State and Local - Determining whether the Act required the department or school districts to expend state or local resources in order to comply with the Act or whether the Act required the department or school districts to modify any curriculum or program of instruction would require a study on the part of the department and each school district. If federal funds could not be used, state or local funds would be necessary to develop and report on the study's findings. These costs are indeterminate.

### Long-Range Fiscal Implications