

Department of Planning and Budget
2004 Fiscal Impact Statement - Final

1. Bill Number SB452

House of Origin	<input type="checkbox"/> Introduced	<input type="checkbox"/> Substitute	<input type="checkbox"/> Engrossed
Second House	<input type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input checked="" type="checkbox"/> Enrolled

2. Patron Whipple

3. Committee Passed Both Houses

4. Title School closings; make-up days.

- 5. Summary/Purpose:** This bill clarifies the circumstances in which state basic aid funding will be reduced because of school closings due to severe weather conditions or other emergency situations. The bill defines "severe weather conditions or other emergency situations" as "those circumstances presenting a threat to the health or safety of students that result from severe weather conditions or other emergencies, including, but not limited to, natural and man-made disasters, energy shortages or power failures." The bill states that the length of every school's term in every school division must be 180 teaching days or 990 teaching hours and, if the length of the term is reduced, the amount paid by the Commonwealth will be proportionally reduced. However, a schedule of make-up days that will avoid reduction in funding is set out, i.e., for five or fewer missed days, make-up days according to Board regulations cannot exceed the days missed; for five missed days, but no more than 15 missed days, five make-up days plus one day for every two days in excess of the initial five, but no more than nine make-up days; for more than 15 days, at least 10 make-up days. School divisions are authorized to make up the missed teaching days by providing the students with instructional hours equivalent to the missed days. In addition, the Board of Education may waive the requirement that school divisions provide additional teaching days or teaching hours to compensate for school closings resulting from a declared state of emergency. If the Board grants the waiver, no proportionate reduction in state funds will be made. The Board's regulations for this law may authorize the Superintendent of Public Instruction to approve reductions in school terms without reductions in funding. The Board is authorized, in a second enactment clause, to promulgate emergency regulations. With the exception of the emergency clause, the measure is identical to HB1256.

6. Fiscal Impact - Final

7. Budget amendment necessary: No.

- 8. Fiscal implications:** Fiscal impact cannot be determined as it is not possible to estimate how many and to what degree school divisions would be impacted. There, however, may be some minimal impact on the Department of Education in the developing and revising any Board of Education regulations.

9. Specific agency or political subdivisions affected: Board of Education, local school divisions

10. Technical amendment necessary: No.

11. Other comments: Similar to HB1256.

Date: 03/23/04 / acd

Document: H\ bos\k12 legislation\2004 session\completed bills\SB452ER.doc.

cc: Secretary of Education