

Department of Planning and Budget 2012 Fiscal Impact Statement

1. Bill Number: HB382-ER

House of Origin ☐ Introduced ☐ Substitute ☐ Engrossed
Second House ☐ In Committee ☐ Substitute ☒ Enrolled

2. Patron: Pogge

3. Committee: Passed both houses

4. Title: Assistive technology devices; transfer of by school division.

5. Summary: Provides that a school division may transfer an assistive technology device to (i) the school division to which a child with a disability transfers from the school division that purchased the device; (ii) a state agency, including the Department of Rehabilitative Services, that provides services to a child with a disability following the child's graduation with a standard or advanced studies diploma or when a school division ceases to provide special education services for the student; or (iii) the parents of a child with a disability, or the child with a disability if the child with a disability is age 18 or older and has capacity to enter into a contract.

An enactment clause was also added to the bill that requires the Department of Education to issue guidelines for the transfer of assistive technology devices no later than July 1, 2013.

6. Budget Amendment Necessary: No.

7. Fiscal Impact Estimates: Final. See item 8.

8. Fiscal Implications: Pursuant to this legislation, the “transfer” of an assistive technology device can include the sale, lease, donation, or loan of the device to another school division or state agency providing services to the child with a disability for whom the device was originally purchased. Given the options available to the school division that purchased the device under this legislation, including the sale or lease of the device, it is anticipated that such transfer would not have a fiscal impact.

Further, it is anticipated that any additional administrative costs incurred by the Department of Education related to the issuance of guidelines for the transfer of assistive technology devices would be nominal and absorbed within current resources.

9. Specific Agency or Political Subdivisions Affected: Local school divisions.

10. Technical Amendment Necessary: No.

11. Other Comments: None.

Date: 2/22/2012

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