

LFC Requester:	Sunny Liu
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**AGENCY BILL ANALYSIS
2017 REGULAR SESSION**

WITHIN 24 HOURS OF BILL POSTING, EMAIL ANALYSIS TO:

LFC@NMLEGIS.GOV

and

DFA@STATE.NM.US

{Include the bill no. in the email subject line, e.g., HB2, and only attach one bill analysis and related documentation per email message}

SECTION I: GENERAL INFORMATION

{Indicate if analysis is on an original bill, amendment, substitute or a correction of a previous bill}

Check all that apply: Date 2/20/2017
Original **Amendment** **Bill No:** SB399
Correction **Substitute**

Sponsor: Senator Linda M. Lopez **Agency Code:** 924
Short SPECIAL NEEDS **Person Writing** Aguilar/Pahl/Flanagan
Title: EDUCATION **Phone:** 505-827-6519 **Email** Paulj.aguilar@state.nm.us
PROFESSIONALS

SECTION II: FISCAL IMPACT

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY17	FY18		
\$150.0		Recurring	General Fund

(Parenthesis () Indicate Expenditure Decreases)

SECTION III: NARRATIVE

BILL SUMMARY

Synopsis:

SB399 makes an appropriation from the general fund to the PED to provide professional development regarding special needs education.

FISCAL IMPLICATIONS

The appropriation contained in SB-399 is a recurring appropriation from the General Fund. Any funds remaining at the end of FY18 shall revert to the general fund.

SB399 appropriates \$150 thousand to the PED from the general fund for FY18 to provide professional development to teachers and school staff, including administrators, school resource officers, education assistants and substitute teachers, with professional development to

effectively work with and meet the instructional needs of students with special needs in the classroom.

SIGNIFICANT ISSUES

SB399 appropriates \$150 thousand to the PED to provide professional development regarding special needs education to all teachers, administrators, school resource officers, educational assistants and substitute teachers.

The \$150 thousand provided for in SB399 is significantly short of the funding required to implement the training provided for in the bill.

This amount translates to approximately \$794.00 per district/charter when divided equally between all 89 districts and 99 charters in the state. Further, it accounts for less than \$10.00 per teacher, administrator, school resource officer, educational assistant and substitute teacher in the state.

SB399 provides for services that are duplicative of the purpose of funds already provided to districts. Districts and charter schools are required to complete these trainings with the IDEA-B funds they use:

§300.200 Condition of assistance.

An LEA is eligible for assistance under Part B of the Act for a fiscal year if the agency submits a plan that provides assurances to the SEA that the LEA meets each of the conditions in §§300.201 through 300.213.

(Authority: 20 U.S.C. 1413(a))

§300.207 Personnel development.

The LEA must ensure that all personnel necessary to carry out Part B of the Act are appropriately and adequately prepared, subject to the requirements of §300.156 (related to personnel qualifications) and section 2122 of the ESEA.

(Approved by the Office of Management and Budget under control number 1820-0600)

(Authority: 20 U.S.C. 1413(a)(3))

ADMINISTRATIVE IMPLICATIONS

The funds provided or in this bill would not be a good use of taxpayer dollars; the training provided for is already required under the provisions of the federal IDEA.