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Final Fiscal Note

Drafting Number: LLS 21-0643
Prime Sponsors: Rep. Tipper; Bradfield
Sen. Moreno; Rankin
Date: July 7, 2021
Bill Status: Signed into Law
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Bill Topic: SUPPLEMENTAL EDUCATION HIGH-IMPACT TUTORING PROGRAMS

- Summary of Fiscal Impact:
State Revenue
State Expenditure
State Transfer
TABOR Refund
Local Government
School District

The bill creates the Colorado High-Impact Tutoring Program to provide grants to local education providers for tutoring programs to address student learning loss as a result of the COVID-19 pandemic. The bill increases state expenditures and school district workload on an ongoing basis.

Appropriation Summary: The bill includes an appropriation of \$4.98 million to the Colorado Department of Education in FY 2021-22.

Fiscal Note Status: This fiscal note reflects the enacted bill.

Table 1
Conditional State Fiscal Impacts Under HB 21-1234

Table with 3 columns: Category, Budget Year FY 2021-22, and Out Year FY 2022-23. Rows include Revenue, Expenditures (General Fund, Centrally Appropriated, Total Expenditures, Total FTE), Transfers, and TABOR Refund.

## Summary of Legislation

The bill creates the Colorado High-Impact Tutoring Program in the Colorado Department of Education (CDE). The program provides grants to local education providers (LEPs) for high-impact tutoring programs to address student learning loss and unfinished learning due to the COVID-19 pandemic. The program is repealed on July 1, 2026.

**Administration.** CDE must administer the program, including awarding grants and determining grant amounts and allowable uses, but is not required to implement the program if sufficient funding is not received.

The bill specifies components that must be included in the LEP's program plan, and the criteria that CDE must use to award grants, which include the number of students served and whether those students are low-income or underserved, the needs of a rural LEP, and available funding.

**Reporting.** In each year in which a grant is awarded, participating LEPs must submit certain information to CDE. By November 1, 2022 and each year that the program is implemented, CDE must submit a report on the program to the education committees of the General Assembly.

## State Expenditures

If the General Assembly appropriates sufficient funds, the bill will increase state expenditures. The level of funding is at the discretion of the General Assembly. For informational purposes, if \$5.0 million is appropriated for the program, about \$4.9 million will be distributed as grants and about \$107,000 will be required for administration costs in CDE. This example is shown in Table 2.

**Table 2**  
**Cost Estimate for HB 21-1234**

	FY 2021-22	FY 2022-23
<b>Department of Education</b>		
Personal Services	\$80,460	\$87,775
Operating Expenses	\$1,620	\$1,620
Capital Outlay Costs	\$6,200	-
Grants	\$4,893,400	\$4,890,663
Centrally Appropriated Costs <sup>1</sup>	\$18,280	\$19,942
<b>Total Cost</b>	<b>\$5,000,000</b>	<b>\$5,000,000</b>
<b>Total FTE</b>	<b>1.1 FTE</b>	<b>1.2 FTE</b>

<sup>1</sup> Centrally appropriated costs are not included in the bill's appropriation.

<sup>2</sup> Cost estimates are for informational purposes only; the General Assembly may choose to appropriate a different amount, or include no appropriation.

**Administration.** Based on an assumed \$5.0 million for the program, CDE requires 1.2 FTE to develop program rules, review applications, award grants, communicate with and support applicants and grantees, distribute payments, and conduct reporting. Staffing includes 1.0 in the Teaching and Learning Unit and 0.2 FTE in the Competitive Grants Division and has been prorated for General Fund paydate shift in FY 2021-22.

**Grants.** The fiscal note estimates that about \$4.9 million per year will be available to grants to local education providers for high-impact tutoring. Actual grant amounts and the number of recipients will be determined by CDE. For informational purposes, grants of \$50,000 would result in about 100 grants being awarded.

**Legal services.** Legal services for rulemaking provided by the Department of Law will increase by a minimal amount. No change in appropriations are required.

**Centrally appropriated costs.** Pursuant to a Joint Budget Committee policy, certain costs associated with this bill are addressed through the annual budget process and centrally appropriated in the Long Bill or supplemental appropriations bills, rather than in this bill. These costs, which include employee insurance and supplemental employee retirement payments, are estimated to be \$18,280 in FY 2021-22 and \$19,942 in FY 2022-23.

## School District

The bill increases workload and revenue for any school district that applies for a grant and implements a high-impact tutoring program.

## Effective Date

The bill was signed into law by the Governor and took effect on June 16, 2021.

## State Appropriations

In FY 2021-22, the bill includes a General Fund appropriation of \$4.98 million to the Colorado Department of Education, and 1.1 FTE.

## State and Local Government Contacts

Education                      School Districts