



Legislative Council Staff
Nonpartisan Services for Colorado's Legislature

Final Fiscal Note

Drafting Number: LLS 22-0670
Prime Sponsors: Rep. Geitner

Date: May 17, 2022
Bill Status: Postponed Indefinitely
Fiscal Analyst: Anna Gerstle | 303-866-4375
Anna.Gerstle@state.co.us

Bill Topic: PUBLIC EDUCATION CURRICULUM & PROFL DEV INFO

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

The bill would have required that local education providers make certain information available on their website, and specified that a policy on teaching controversial issues must include a mechanism to report violations. The bill would have increased state expenditures and school district revenue on a one-time basis and school district expenditures on an ongoing basis.

Appropriation Summary: For FY 2022-23, the bill includes an appropriation of \$250,000 to the Colorado Department of Education.

Fiscal Note Status: The fiscal note reflects the introduced bill. The bill was not enacted into law; therefore, the impacts identified in this fiscal note do not take effect.

Table 1
State Fiscal Impacts Under HB 22-1066

Table with 4 columns: Category, Fund, Budget Year FY 2022-23, and Out Year FY 2023-24. Rows include Revenue, Expenditures (General Fund), Transfers, and Other Budget Impacts (General Fund Reserve).

Summary of Legislation

The bill requires that local education providers (LEPs) make certain information available on their website, to be updated at least annually, and allows them to adopt a policy on teaching controversial subjects.

Educational materials. Beginning in the 2022-23 school year, the bill requires that LEPs make the following information available on their website:

- a list of written and electronic educational materials used in teaching preschool through grade 12, including the title, internet address, publisher, publication date, and international standard business number, if applicable, for each item listed;
- a copy of each survey, nonacademic assessment and evaluation distributed to students; and
- a list of each electronic device and educational program or software that collects biometric data from students, and the grades, subjects, and courses in which they're used.

LEPs must make a copy of any item available to parents upon request, and may not impose a nondisclosure requirement on a parent who requests a copy of any education materials.

Professional development information. Beginning in the 2022-23 school year, the LEP must make the following professional information available on their website:

- an explanation of professional development requirements for its educators, including the required number of course credits or hours and the length of time to complete them;
- the options available to educators for meeting professional development requirements;
- the average amount of money the LEP spends annually to provide professional development; and
- the activities the LEP provides to its educators to meet educator license renewal requirements, by type of educator, for the past three school years.

Controversial subjects. The bill specifies that the governing board for an LEP may adopt a policy concerning the teaching of controversial issues. If adopted, the policy must include procedures for a person to report a violation to the governing board. The policy must also be posted on the LEP's website.

Appropriation. In FY 2022-23, the bill appropriates \$250,000 to the Colorado Department of Education (CDE) to equally distribute to small rural school districts to offset the costs of implementing the bill.

State Expenditures

The bill increases state expenditures by \$250,000 in FY 2022-23, to be distributed to small rural school districts to offset the costs of implementing the bill. CDE will incur a minimal workload increase to distribute the funds equally to each eligible district.

Other Budget Impacts

General Fund reserve. Under current law, an amount equal to 15 percent of General Fund appropriations must be set aside in the General Fund statutory reserve beginning in FY 2022-23. Based on this fiscal note, the bill is expected to increase the amount of General Fund held in reserve by \$37,500 in FY 2022-23, which will decrease the amount of General Fund available for other purposes.

School District

The bill increases costs for school districts to compile the required information and make it available on their website. These costs will vary by school district based on existing website infrastructure, staff levels, and size; one estimate suggests costs will be around \$5,000 for a mid-sized district. In FY 2022-23, the costs for small, rural school districts will be covered in whole or in part by the allocation of the \$250,000 included in the bill, increasing revenue by \$2,336 for each of the 107 small rural districts, based on the most recently available CDE designations.

If districts have or adopt a policy on teaching controversial issues, workload may increase by a minimal amount to include a mechanism to report a violation in the district's policy, and post the policy on their website.

Effective Date

The bill was postponed indefinitely by the House Education Committee on March 3, 2022.

State Appropriations

In FY 2022-23, the bill requires and includes a General Fund appropriation of \$250,000 to the Colorado Department of Education.

State and Local Government Contacts

Education School Districts