



Legislative Council Staff
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Final Fiscal Note

Drafting Number: LLS 24-0907 Date: May 30, 2024
Prime Sponsors: Rep. Frizell Bill Status: Deemed Lost
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Bill Topic: SCHOOL DISTRICT OPEN ENROLLMENT TRANSPARENCY

Summary of Fiscal Impact:
State Revenue [] State Transfer [] Local Government []
State Expenditure [x] TABOR Refund [] School District [x]

The bill would have required the State Board of Education to adopt a policy that communicates school enrollment options to parents. The bill would have increased state expenditures and school district workload in FY 2024-25 only.

Appropriation Summary: For FY 2024-25, the bill would have required an appropriation of \$84,378 to the Department of Education.

Fiscal Note Status: The final fiscal note reflects the introduced bill. The bill was deemed lost in the House Appropriations Committee on May 9, 2024; therefore, the impacts identified in this analysis do not take effect.

Table 1
State Fiscal Impacts Under HB 24-1361

Table with 4 columns: Category, Sub-category, Budget Year FY 2024-25, and Out Year FY 2025-26. Rows include Revenue, Expenditures (General Fund, Centrally Appropriated, Total Expenditures, Total FTE), Transfers, and Other Budget Impacts (General Fund Reserve).

Summary of Legislation

By December 15, 2024, the bill requires the State Board of Education to adopt a model policy that promotes transparency for parents of school children to assess school enrollment options. The policy must include information regarding:

- the length of open enrollment application periods, including ending dates;
- the date when school districts must notify a student of their acceptance or denial;
- the amount of time a family has to accept enrollment in a school;
- instructions on how to submit an application to a school district, including eligibility criteria;
- information on if the school accepts open enrollment students, and their capacity;
- transportation options; and,
- choice of programs and schools within each school district.

The Department of Education (CDE) must report Open Enrollment Data to the legislature on or before March 1, 2025. These data must include information about the number of students who both reside inside and outside of the geographical boundaries of the school, as well as the number of students accepted and denied for open enrollment. School districts must provide these data to the CDE by December 1, 2024. Data must be disaggregated by demographics and income information. The CDE must not publicly report any individual student information.

State Expenditures

The bill will increase state General Fund expenditures in the CDE by \$86,000 in FY 2024-25 only. Costs are shown in Table 2 and detailed below.

Table 2
Expenditures Under HB 24-1361

	FY 2024-25	FY 2025-26
Department of Education		
Personal Services	\$9,378	-
Computer Programming	\$75,000	-
Centrally Appropriated Costs ¹	\$1,971	-
Total Cost	\$86,349	-
Total FTE	0.1 FTE	-

¹ Centrally appropriated costs are not included in the bill's appropriation.

Department of Education. A senior consultant at the CDE will spend approximately 195 hours, or 0.1 FTE, in FY 2024-25 compiling the required information to present to the State Board of Education for assistance in adopting the model policy. Additionally, information technology staff in the CDE will spend approximately 600 hours at a cost of \$125 per hour updating their data systems to accept and compile the required information.

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 shown in Table 2.

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. Based on this fiscal note, the bill is expected to increase the amount of General Fund held in reserve by the amounts shown in Table 1, decreasing the amount of General Fund available for other purposes.

School District

School districts will have increased workload to report their enrollment policies and the required information to the CDE. These additional reporting requirements are assumed to be minimal.

Effective Date

The bill takes effect 90 days following adjournment of the General Assembly sine die, assuming no referendum petition is filed.

State Appropriations

For FY 2024-25, the bill requires a General Fund appropriation of \$84,378 to the Department of Education and 0.1 FTE.

State and Local Government Contacts

Early Childhood

Education

School Districts

The revenue and expenditure impacts in this fiscal note represent changes from current law under the bill for each fiscal year. For additional information about fiscal notes, please visit the [General Assembly website](#).