

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 1130-07
Bill No.: Truly Agreed To and Finally Passed HS for HCS for SCS for SB 296
Subject: Education, Elementary and Secondary; Elementary and Secondary Education
Dept
Type: Original
Date: May 8, 2003

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2004	FY 2005	FY 2006
Total Estimated Net Effect on General Revenue Fund	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2004	FY 2005	FY 2006
Excellence in Education Revolving Fund*	\$0	\$0	\$0
Total Estimated Net Effect on Other State Funds	\$0	\$0	\$0

***Offsetting fees and costs expected to be less than \$100,000**

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 6 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2004	FY 2005	FY 2006
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2004	FY 2005	FY 2006
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Department of Public Safety - Missouri State Highway Patrol** stated that this proposal would have no fiscal impact on their agency.

In response to an earlier version of this proposal, the **Department of Higher Education** stated this proposal would have no fiscal impact on their agency.

Officials from the **Department of Elementary and Secondary Education (DESE)** indicated DESE would incur printing costs to issue the certificates; however, they do not expect the costs to exceed \$100,000.

Oversight assumes that since the proposal allows for a fee to be assessed for the issuance of the career continuous professional certificate, the costs associated with issuing the certificates will be recovered.

<u>FISCAL IMPACT - State Government</u>	FY 2004 (10 Mo.)	FY 2005	FY 2006
EXCELLENCE IN EDUCATION REVOLVING FUND			
<u>Income</u> - Fees for Career Continuous Professional Certificates	Unknown - Expected to be Less than \$100,000	Unknown - Expected to be Less than \$100,000	Unknown - Expected to be Less than \$100,000
<u>Cost</u> - Printing of Certificates	(Unknown - Expected to be Less than \$100,000)	(Unknown - Expected to be Less than \$100,000)	(Unknown - Expected to be Less than \$100,000)
EXPECTED NET EFFECT ON EXCELLENCE IN EDUCATION REVOLVING FUND	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
<u>FISCAL IMPACT - Local Government</u>	FY 2004 (10 Mo.)	FY 2005	FY 2006
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

DESCRIPTION

Section 161.092

This proposal adds a condition to the State Board of Education's authority to classify the public schools of this state that states that any rule requirements for the purpose of classifying the public schools must be in place for two years prior to implementation. However, the "two years prior to implementation" condition shall not apply to any requirement for which a time line for adoption is mandated in either federal or state law.

Section 168.021

Currently, the State Board of Education offers three professional levels of teaching certificates.
DESCRIPTION (continued)

This proposal replaces the three-tier system with a two-tier system comprising of an initial four-year professional certificate and a career continuous professional certificate.

Possessors of the initial professional certificate shall:

- (1) Participate in a mentoring program approved and provided by the district for a minimum of two years;
- (2) Complete thirty contact hours of professional development which may include classroom hours in an appropriate college curriculum; and
- (3) Participate in a beginning teacher assistance program.

The career continuous professional certificate shall be issued upon successful completion of four years of teaching under, and completion of the requirements for, the initial professional certificate and shall:

- (1) Be perpetual, based upon verification of actual employment in an educational position; and
- (2) Be valid, provided that the possessor annually and successfully completes fifteen contact hours of professional development. However, the professional development requirements shall be waived for any individual who has a professional development plan in place with their local school district and who meets two of the following three criteria: ten years of teaching experience; a master's degree; rigorous national certification as approved by the state board of education.

The proposal contains a provision which allows the possessor of a valid career continuous professional certificate who is not exempt from the professional development requirements and who fails to meet the annual fifteen-hour professional development requirement to, within two years, make up the missing hours. If the possessor of a career continuous professional certificate fails to make up the missing hours within two years, that person's certificate shall become inactive. In order to reactivate the certificate, the possessor must complete twenty- four contact hours of professional development within six months of reactivating their certificate.

Further, this proposal allows a teacher who has not been employed in an educational position for three years or more to reactivate their last level of certification by completing twenty-four contact hours of professional development six months prior to or after reactivating their certificate.

DESCRIPTION (continued)

Anyone who holds, as of August 28, 2003, a valid PC-I, PC- II, or continuous professional certificate shall, upon expiration of their current certificate, be issued the appropriate level of certificate based upon the classification system established by this act.

Also, the proposal exempts all valid teaching certificates issued prior to September 1, 1988 from the professional development requirements of the act.

Additionally, the proposal mandates that the State Board grant, upon an appropriate background check, a teaching certificate aligned with an applicant's current area of certification, commensurate with the years of teaching experience, to any person who is hired to teach in a public school in this state and who possesses a valid teaching certificate from another state.

Further, the proposal allows the State Board to assess a fee to holders of an initial professional certificate for the issuance of the career continuous professional certificate. However, such fee shall not exceed the combined costs of issuance and any criminal background check required as a condition of issuance.

Current law allows holders of a doctor of philosophy degree to be granted a certificate under certain conditions. This act replaces the term "doctor of philosophy" with "doctoral degree".

Section 168.071

This section adds the crime of enticement of a child or attempting to entice a child to the list of offenses for which the certificate of license to teach shall be revoked or, in the case of an applicant, a certificate shall not be issued, if the certificate holder or applicant has pleaded guilty to or been found guilty of pursuant to Missouri or offenses of a similar nature established under the laws of any other state or of the United States, or any other county, whether or not the sentence is imposed.

In addition, when a certificate holder pleads guilty or is found guilty of any offense that would authorize the state board of education to seek discipline against that holder's certificate of license to teach, the local board of education or the Department of Elementary and Secondary Education

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shall immediately provide written notice to the state board of education and the attorney general regarding the pleas of guilty or finding of guilty.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

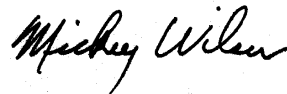
SOURCES OF INFORMATION

Department of Public Safety

Missouri State Highway Patrol

Department of Higher Education

Department of Elementary and Secondary Education

A handwritten signature in black ink that reads "Mickey Wilson". The signature is written in a cursive, flowing style.

MICKEY WILSON, CPA

DIRECTOR

MAY 8, 2003