

Bill as Introduced

HB 318-FN-LOCAL - AS INTRODUCED

2011 SESSION

11-0857

04/10

HOUSE BILL ***318-FN-LOCAL***

AN ACT reducing a school district's liability for special education costs.

SPONSORS: Rep. Pitre, Straf 3

COMMITTEE: Education

ANALYSIS

This bill reduces the liability of school districts for special education costs to 2 times the estimated state average expenditure per pupil.

Explanation: Matter added to current law appears in ***bold italics***.
Matter removed from current law appears [~~in brackets and struckthrough.~~]
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Eleven

AN ACT reducing a school district's liability for special education costs.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 1 Special Education; State Aid. Amend RSA 186-C:18, III to read as follows:

2 III.(a) The state board of education through the commissioner, department of education,
3 shall distribute aid available under this paragraph as entitlement to such school districts as have a
4 special education pupil for whose costs they are responsible, for whom the costs of special education
5 in the fiscal year exceed ~~[3-1/2]~~ 2 times the estimated state average expenditure per pupil for the
6 school year preceding the year of distribution. If in any year, the amount appropriated for
7 distribution as catastrophic special education 186-C:18 aid in accordance with this section is
8 insufficient therefor, the appropriation shall be prorated proportionally based on entitlement among
9 the districts entitled to a grant. If there are unexpended funds appropriated under this paragraph at
10 the end of any fiscal year, such funds shall be distributed for court-ordered placements under
11 RSA 186-C:19-b. The state may designate up to \$250,000 of the funds which are appropriated as
12 required by this paragraph, for each fiscal year, to assist those school districts which, under
13 guidelines established by rules of the state board of education, may qualify for emergency assistance
14 for special education costs. Upon application to the commissioner of education, and approval by the
15 commissioner, such funds may be accepted and expended by school districts in accordance with this
16 chapter; provided, however, that if a school district has received emergency assistance funds for
17 certain children with disabilities, it shall not receive catastrophic special education aid for those
18 same children with disabilities. If any of the funds designated for emergency assistance under this
19 paragraph are not used for such emergency assistance purposes, the funds shall be used to assist
20 school districts in meeting catastrophic cost increases in their special education programs as
21 provided by this paragraph.

22 (b) The school district shall be liable for ~~[3-1/2]~~ 2 times the estimated state average
23 expenditure per pupil for the school year preceding the year of distribution, plus 20 percent of the
24 additional cost, up to 10 times the estimated state average expenditure per pupil for the school year
25 preceding the year of distribution.

26 (c) The department of education shall be liable for 80 percent of the cost above the ~~[3-~~
27 ~~1/2]~~ 2 times the estimated state average expenditure per pupil for the school year preceding the year
28 of distribution, up to 10 times the estimated state average expenditure per pupil for the school year
29 preceding the year of distribution. The department of education shall be liable for all costs in excess
30 of 10 times the estimated state average expenditure per pupil for the school year preceding the year
31 of distribution.

HB 318-FN-LOCAL - AS INTRODUCED

- Page 2 -

1 2 Special Education; State Aid. Amend RSA 186-C:18, VIII to read as follows:

2 VIII. A school district shall raise, appropriate and expend funds, reflecting the total cost in
3 meeting catastrophic special education student costs as provided under RSA 186-C:18, including the
4 school district and department of education liability. A school district may issue reimbursement
5 anticipation notes as provided for in RSA 198:20-d to be redeemed upon receipt of reimbursement
6 from the state. The department of education shall be liable for the cost of the school districts
7 borrowing of any funds for special education student costs over ~~[3-1/2]~~ 2 times the estimated state
8 average expenditure per pupil for the school year preceding the year of distribution.

9 3 Effective Date. This act shall take effect July 1, 2011.

LBAO
11-0857
01/11/11

HB 318-FN-LOCAL - FISCAL NOTE

AN ACT reducing a school district's liability for special education costs.

FISCAL IMPACT:

The New Hampshire Department of Education states this bill will have an indeterminable effect on state expenditures and local revenue. There will be no fiscal impact on county and local expenditures or state and county revenues.

METHODOLOGY:

This bill reduces the liability of school districts for special education costs from 3½ to 2 times the estimated state average expenditure per pupil. The Department of Education states although the proposed legislation does not effect the appropriation made for catastrophic special education aid; it would significantly increase the number of students whose special education costs would be reimbursable as catastrophic special education aid. The Department also states because this bill does not increase the appropriation and insufficient program appropriations require proportional proration among school districts entitled to the grant, the reimbursement percentage paid to school districts will be reduced. The Department states the program reimbursement rate was 85.1% in FY 2010 and is estimated to be 69.9% in FY 2011.

Speakers

Hearing Minutes

HOUSE COMMITTEE ON EDUCATION
PUBLIC HEARING ON HB 318-FN-LOCAL

BILL TITLE: reducing a school district's liability for special education costs.
DATE: 2/1/11
LOB ROOM: 207 **Time Public Hearing Called to Order:** 10:30 am
Time Adjourned: 11:35 am

(please circle if present)

Committee Members: Reps. Balboni, Boehm, Hutchinson, Ladd, Fleck, St. Cyr, Brosseau, Greemore, Hill, Hoell, Jones, Lauer-Rago, Pitre, Gile, Shaw, Gorman and Frazer.

Bill Sponsors: Rep. Pitre, Straf 3

TESTIMONY

* Use asterisk if written testimony and/or amendments are submitted.

***Rep. Pitre – Sponsor**

- See written testimony
- Intent – reduces the liability of school districts for special education costs to two times the estimated state average expenditures per pupil
- 1,450 enrolled – 295 special – 26 out of district at cost of \$1,300,000

***Walter Anacki – representing Farmington – Supports Bill**

- Intent – gives more assistance to more districts
- Addressed issue of availability

***Santina Thibadeau, DOE Special Education**

- Catastrophic aid is IEP placement out of district
- HB 766 (Referenced)
- Currently at 3.5 times/pupil cost
- Catastrophic aid always \$12,144.30 – Threshold \$42,505.33 (must have spent the \$42,505 prior to eligibility)
- Example – Estimated student cost of \$100,000 – district receives:
 - \$100,000 - \$45,995.74 with current
 - \$100,000 - \$60,569.12 with this bill
- When more students or costs exceed amount in state budget, the reimbursement to school districts is prorated to a percentage at cost (i.e. 70%)
- Catastrophic aid is applied to in district costs
- History of prorating over previous 5 years = 2 years = did prorate 3 years preceding = did not prorate

***Richard Cohen - Disability Rights Center - (no position mentioned on card - mentioned generally supports)**

- Most kids with disabilities on a national based cost 1.9 times regular education child
- Increasing state share and backing off on local share is positive for "towns/local"
- With more students in communities, the additional financial support could assist local programs for special education students
- Issue with current law regarding financial reimbursement is delay at 1.5 years

***Dr. P. Alan Pardy, NH Association of Special Ed Administrators - Supports Bill**

- See written testimony
- Spreads money over more kids, and as a negative, reduces funding for high cost youngsters
- If pool of money remains constant this pool of funding would serve more students, however, high need students/high cost students may receive less financial support. This bill is a "trade-off"

***Dean Michener - NH School Board Association - Supports Bill**

- Catastrophic aid = 20% of school board budgets for 15% of population
- Mr. Michener also provided a brief overview of statutes referencing special ed reimbursement
- IDEA provides up to 40% of special ed, but in actual, federal reimbursement in support of IDEA is about 15-18% (40%=40% of regular ed student cost)
- There is no incentive to reach the \$42,500 threshold

***Dr. Mark Joyce, NH School Administrators Association - Supports Bill**

- Expect pro-rated level to be 60% this year and 50% next year
- Catastrophic aid adopted as a "stop loss" protection for local school district in addressing financial costs associated with high cost of special ed students

Respectfully submitted,



Rick Ladd, Clerk

HOUSE COMMITTEE ON EDUCATION
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Bill Sponsors: Rep. Pitre, Straf 3

TESTIMONY

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see yellow sheets.

HB 318

① Rep Pitie (sponsor)

- see written testimony
- intent - reduces the liability of sch districts for special education costs to 2 X's the estimated state av. expenditure/pupil
- 1450 enrolled 295 special 26 out of district
at cost of 1,300,000

② Walter Anacki (support) Representative, Farmington

- intent - gives more assistance to more districts.
- addressed issue of \$ availability

③ Santina Thibodeau DOE-Speel

- catastrophic aid is IEP placement out of district.
- HB 766 (Referenced)
- currently at 3.5 X's / pupil cost.
- Cat aid always

12,144.30 Threshold 42,505.33

(must have spent the \$42,505 prior to eligibility)

- Example estimated std cost of 100,000 district receives
\$100,000 \$45,995.74 w/current
\$100,000 \$60,569.12 w/this bill.

- when more students or costs exceed amount in state budget, the reimbursement to school districts is pro rated to a percentage of cost. (i.e., 70%)

- Cat aid is applied to in district costs.

History of Procurement over previous 5 years = NOT
2 yrs = did appropriate 3 yrs precedent = did procure

catastrophic

④ Richard Cohen - Disability Rights Center
(No position stated on card {mentioned generally supports})

- most kids w disabilities on a national level cost 1.7 x's regular ed child.
- increasing state share and backing off on local share is positive for "focus/local."
- w/ more students in communits, the additional \$ support could assist local programs for sped students.
- issue w/ current law regarding \$ reimbursement is delay of 1.5 years.

⑤ Dr. P. Alan Parley NH Association of SE Administrators (support)

- see written testimony.
- spreads \$ over more kids, and as a negative, reduces funding for high cost youngsters.
- If pool of money remains constant, this pool of funding would serve more students; however, ~~the~~ high need students/high cost students may receive less \$ support. This bill is a "trade off."

⑥ Dean Mckinney NH Sch Bd Assoc. (support)

- cut aid = 20% of school bd budgets, for 15% of population.

- Mr. Michener also provided a brief overview of statutes referencing sped reimbursement.
- IDEA provides up to 40% of sped std., but in actual, Fed reimbursement in support of IDEA is about 15-18% (40% = 40% of regular ed. standard cost)
- There is no incentive to reach the \$42,500 threshold.

① Mark Joyce NH Sp. Ed. (Supports)

- expect pro-^{75%} rated level to be 60% this yr and 50% next year.
- cat act adopted as a "stop loss" protection for local school district in addressing \$ costs associated with high cost sped stds.

R. M. Coe

Sub-Committee Minutes

HOUSE COMMITTEE ON EDUCATION
SUBCOMMITTEE WORK SESSION ON HB 318-FN-L

BILL TITLE: reducing a school district's liability for special education costs.

DATE: September 20, 2011

Subcommittee Members: Reps. Michael Balboni, Kathleen Lauer-Rago, Joseph Pitre, Barbara Shaw

Comments and Recommendations:

Rep. Joseph Pitre:

Changes the threshold of catastrophic aid. Anything over 2 ½ times – District not responsible. Anything over 10 times funded at different rate.

Sandra Zherin: Nashua SB.

Mandates that money goes directly to schools instead of General Fund in towns and cities.

Catastrophic aid according to city just reimburses what city already spent so they feel deposit to General Fund is justified. Is this the legislative intent?

Dr. Mark Joyce, NH school Administrators Association – Supports Bill:

Applaud the intent.

Will require a larger appropriation.

Will drop the threshold. But, pro rates the most expensive.

Don't know what cost is yet for this year. But, estimate is 67% reimbursement.

Doesn't defray costs.

Increases town/city expense.

Can borrow money. But, not a good idea. Need additional appropriation to support good intent.

Three different House Committees looking at this issue. (1) Some rules exceed IDEA requirements – may/could limit rulemaking – also, time saving aspect.

Chairman: Could we write a statute to limit rule to IDEA? Could local costs be protected from higher assigned costs?

Caitlan, Davis, DOE: Review spreadsheet and other print-outs.

Chairman: Need more info regarding regulations from other Committees to try to modify bill to include some regulations. Additional info from Dr. Joyce.

Next meeting: Wed., September 28, 2011 at 10:00 AM, LOB, Room 207.

Respectfully,

Rep. Barbara Shaw

Amendments:

Sponsor: Rep. OLS Document #:

Sponsor: Rep. OLS Document #:

Sponsor: Rep. OLS Document #:

Motions: OTP, OTP/A, ITL, Retained (Please circle one.)

Moved by Rep.

Seconded by Rep.

Vote:

Motions: OTP, OTP/A, ITL, Retained (Please circle one.)

Moved by Rep.

Seconded by Rep.

Vote:

Respectfully submitted,

Rep.
Subcommittee Chairman/Clerk

HOUSE COMMITTEE ON EDUCATION
SUBCOMMITTEE WORK SESSION ON HB 318

BILL TITLE: reducing a school district's liability for special education costs.

DATE: September 20, 2011

Subcommittee Members: Reps. Balboa, Rago, Pitre, + Shaw

Comments and Recommendations:

Amendments:

Sponsor: Rep.	OLS Document #:
Sponsor: Rep.	OLS Document #:
Sponsor: Rep.	OLS Document #:

Motions: OTP, OTP/A, ITL, Interim Study (Please circle one.)

Moved by Rep.
Seconded by Rep.
Vote:

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Seconded by Rep.
Vote:

Respectfully submitted,
Rep.
Subcommittee Chairman/Clerk

Joe Pitre:

changes the thresholds of catastrophic aid
anything over $2\frac{1}{2}$ times - district not responsible
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next meeting Wed AM 10:00 Sept 29th
room 207

Respectfully,
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HOUSE COMMITTEE ON EDUCATION

SUBCOMMITTEE WORK SESSION ON HB 318-FN-LOCAL

BILL TITLE: reducing a school district's liability for special education costs.

DATE: September 28, 2011

Subcommittee Members: Reps. Balboni, Lauer-Rago, Pitre, Shaw, Hill and Jones

Comments and Recommendations:

Wednesday, September 28, 10:00 a.m.

Rep. Joseph Pitre:

Funding – will cost more.

Rep. Michael Balboni, Chairman:

This bill will actually make more money available at lower end. Higher end special education would receive less.

How can we distribute so we can help all communities – win/win rather than high end receiving most aid?

Need to look at regulations added to federal by state.

Mark Joyce is looking for efficiencies at State level for next meeting.

Rep. Pitre:

What would full funding cost?

Santina Thibedeau, DOE:

Years that do not have to pro-rate approx. 30-34M. Other states are allowed to regionalize placements.

With lowering to 2 1/2 would now cost about 90M in addition to 23M – provided mathematical statistics for CAT aid.

Sen. Molly Kelly:

Original intent of bill seems to be to give more aid to students, but seems that is not what will happen without increase costs.

Sen. Nancy Stiles:

How will this bill benefit the schools?

Chairman Balboni:

If para is hired to do paperwork, we could see if paperwork is necessary and if it will help the services provided to the student. If funds used for "paper" does not benefit the child, we can eliminate that regulation and directly help student with the money.

Sen. Stiles:

Areas we exceed are identifiable days of instruction or parental involvement.

Rep. Pitre:

Special Education big burden on locals who have high number of CAT aid eligible.

Rep. Robert Willette:

CAT aid is part of Special Education so what you are doing is making more students available for CAT aid, not helping Special Education.

Santina Thibedeau:

Sometimes districts do not know if it is Special Education or CAT aid money.

Rep. Willette:

Will increasing CAT aid increase financial burden on locals?

Santina Thibedeau:

Only in increased numbers, so more paperwork.

Rep. Lauer-Rago:

My feeling -- whole purpose of the bill is to reduce costs, but seems like doing the opposite.

Rep. Pitre:

Issue that prompted bill relates to Farmington and because they have a good program they get kids from surrounding areas.

Chairman Balboni:

CAT aid reimbursement of costs- would change actually reduce costs?

Rep. Gregory Hill:

Does CAT aid go to private schools?

Santina Thibedeau:

Any program out of district placement eligible for CAT aid - students who are placed by parents do not receive private school sources.

Rep. Hill:

So CAT aid depends on who places the child in the private school.

Chairman Balboni:

CAT aid reimbursement money only goes to districts by Federal law?

Santina Thibedeau:

Yes, but some of IDEA called "parental placement money" is distributed to private schools. IDEA does not talk about state funding policies.

Chairman Balboni:

Where are IEP reg. found?

Santina Thibedeau:

186C:18 contains all services regarding IEP regulations.

Chairman Balboni:

Some schools now want to establish programs for special needs students. Law (regulations) today does not allow for funding for those kids. Something to look into.

Chairman Balboni:

Flow of money from Feds to DOE?

Santina Thibedeau:

Evaluation done every year.

Amendments:

Sponsor: Rep.

OLS Document #:

Sponsor: Rep.

OLS Document #:

Sponsor: Rep.

OLS Document #:

Motions: OTP, OTP/A, ITL, Interim Study (Please circle one.)

Moved by Rep.

Seconded by Rep.

Vote:

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Respectfully submitted,

Rep. Barbara Shaw
Subcommittee Chairman/Clerk

HOUSE COMMITTEE ON EDUCATION
SUBCOMMITTEE WORK SESSION ON HB 318-FN-LOCAL

BILL TITLE: reducing a school district's liability for special education costs.

DATE: September 28, 2011

Subcommittee Members: Reps. Balboni, Lauer-Rago, Pitre, and Shaw, Hill, Jones

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Vote:

Respectfully submitted,

Rep.
Subcommittee Chairman/Clerk

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Chair - this bill would actually make more money available
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- How can we distribute so we can help all communities - win/win/ rather than high end receiving most aid.
- need to look at regulations added to federal by state
- Mark Joyce looking for efficiencies at state level for next meeting

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with lowering to $2\frac{1}{2}$ would now cost about 90M in addition to 23M - provided mathematical statistics for CAT aid.

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Sen. Stiles: How will this bill benefit the schools?

Chair: If para is hired to do paperwork, we could see if paperwork is necessary & if it will help the services provided to the student. If funds used for "paper" does not benefit the child, we can eliminate that regulation and directly help student with the money.

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Chair: flow of money from Feds to DOE?

Santina:

Thibeau: evaluation done every year

Respectfully
Barbara Shaw

HOUSE COMMITTEE ON EDUCATION
SUBCOMMITTEE WORK SESSION ON HB 318-FN-LOCAL

BILL TITLE: reducing a school district's liability for special education costs.

DATE: October 4, 2011

Subcommittee Members: Reps. Balboni, Lauer-Rago, Pitre, and Shaw

Comments and Recommendations: Please see attached notes.

Amendments:

Sponsor: Rep.	OLS Document #:
Sponsor: Rep.	OLS Document #:
Sponsor: Rep.	OLS Document #:

Motions: OTP, OTP/A, ITL, Interim Study (Please circle one.)

Moved by Rep.

Seconded by Rep.

Vote:

Motions: OTP, OTP/A, ITL, Interim Study (Please circle one.)

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Seconded by Rep.

Vote:

Respectfully submitted,

Rep. Barbara Shaw
Subcommittee Chairman/Clerk

HOUSE COMMITTEE ON EDUCATION
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Vote:

Respectfully submitted,

Rep.
Subcommittee Chairman/Clerk

Oct. 4, 2011 Subcommittee #B318
next meeting: Oct 11, 2011 10:00AM

Balboni
Shaw
Rago
Petre

Chair: Balboni What can we do to improve deliverance of special education, to utilize funding to the fullest for the children?

Paul Leather CAT aid focuses on the child. Could change from focusing on one child in formula. could streamline data collection. these are two main points

Chair cost?

Paul: are looking into other states for a more simplified system for efficiency throughout the system

Mark Joyce big challenge - how do we (NHDOE) compile all requirements from different Fed divisions? This is also passed on to local (Medicaid, IDEA, CH)

Kathy Rago waiver process - will application result in Fed in back pocket?

Paul not really just more coherent & comprehensive following the three areas of NCHB accountability, effectiveness of teachers, and efforts for struggling students this spring 92% efficiency required for NH

Chair: state & fed require an aggregate total of SPED funds

Chair (cont'd) must submit total and take portion into a subset. Can reports be consolidated into a total expense?

Santina costs are used for two separate systems -
Thibodeau SpEd funding for districts, CAT aid for specific students. Could look into it as an all system reporting.

Mark Joyce judgement made at local level whether student will make threshold. Lots of documentation so many do not make threshold. All special aid funding ^{combined} costs funded together. Many CAT aid eligible not identified.

Chair: discussion with Paul & Mark regarding the possibility of simplifying the SpEd data process. Some concern about consolidation when reporting out. Many services are group invoices for services which may be changed to child specific. Can state require vendors to bill child specific? Santina: no, because we are not in contract w/vendor - local must require.

Chair: why are so many hours required at State level for pupil identifier when done at local level?

Paul: a different ^{data} system could alleviate this issue. Different districts use different systems.

Chair: goal 10 yrs ago was for unified system with public interface. Barbara Shaw

HOUSE COMMITTEE ON EDUCATION
SUBCOMMITTEE WORK SESSION ON HB 318-FN-LOCAL

BILL TITLE: reducing a school district's liability for special education costs.

DATE: October 11, 2011

Subcommittee Members: Reps. Balboni, Lauer-Rago, Pitre, and Shaw

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Seconded by Rep.

Vote:

Respectfully submitted,

Rep. Michael Balboni
Subcommittee Chairman/Clerk

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Seconded by Rep.

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Seconded by Rep.

Vote:

Respectfully submitted,

Rep.
Subcommittee Chairman/Clerk

Testimony



New Hampshire House Bill 318

Thank you Mr. Chairman and fellow Education Committee colleagues.

The basic intent of HB318 will allow more school districts to access the pool of Catastrophic Aid dollars by reducing the threshold to apply and would encourage districts to look to develop "in house" programs that now do not meet the 3X estimate state average tuition but would meet the 2x state average.

I have included a thesis given by Attorney Zelin, at the 2010 New Hampshire School Board Association Delegate meeting, that point out problems with our Special Education delivery in our State. These problems include NH Constitution Amendment 28A and over regulation by NH State Department of Education.

This is a request by constituents and will yield to their greater expertise.

Honorable Joe Pitre

NH House of Representatives

Education Committee

Complete Document

Can Be Viewed

In Bill Folder

①

The Expansion of Special Education Law and What School Districts Can Do About It

By

Gerald M. Zelin, attorney

January 16, 2010

New Hampshire School Boards Association
Annual Delegates Assembly
New Hampshire Local Government Center
Concord, N.H.

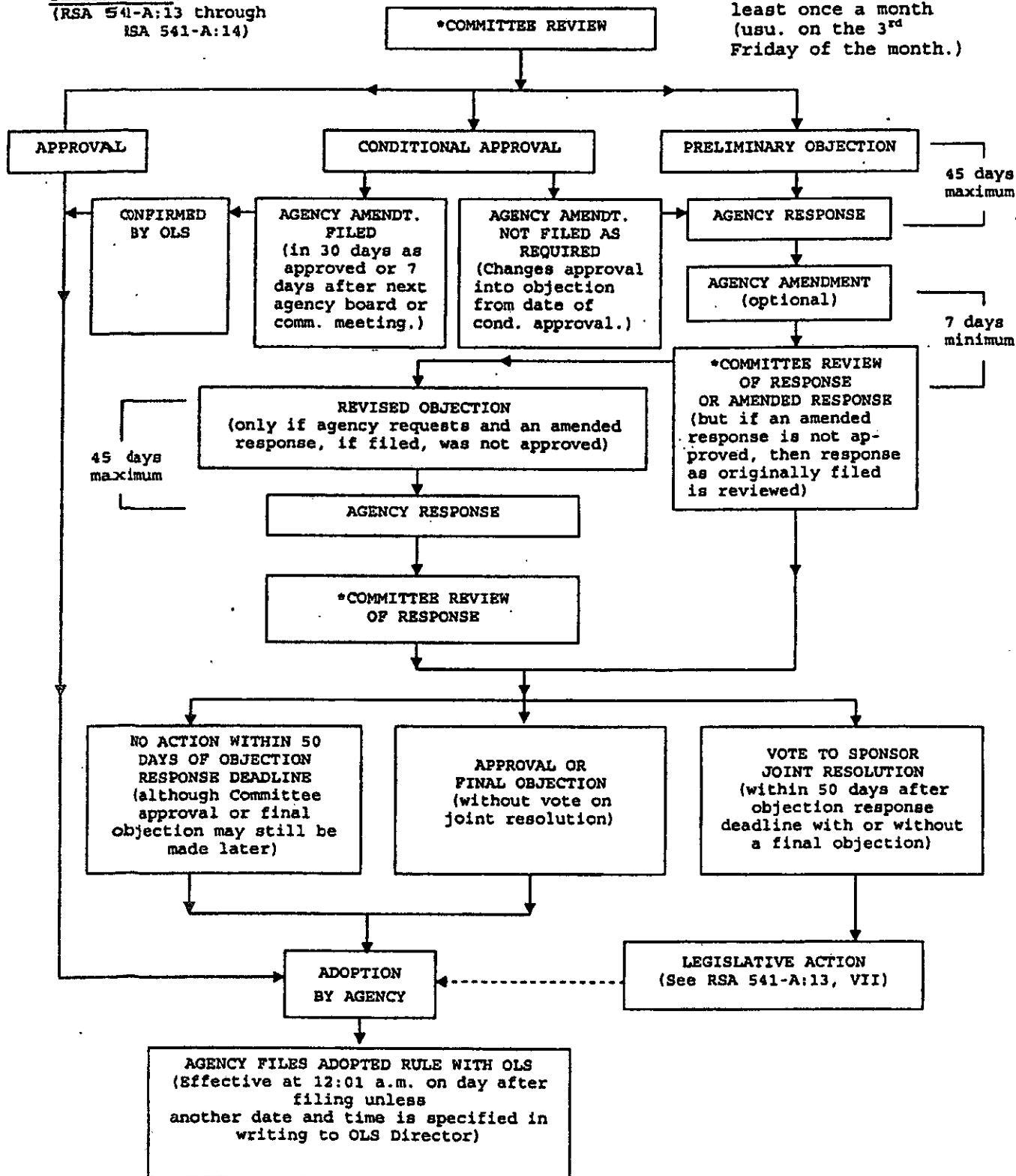
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SECOND STAGE:
(RSA 541-A:13 through
ISA 541-A:14)

*Committee meets at
least once a month
(usu. on the 3rd
Friday of the month.)



Revised 1/05

Appendix D, p.2

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CATASTROPHIC AID HISTORY

	Expenditures from 3 1/2 - 10 times State Average		Expenditures Over 10 times State Average		Total Expended by Districts	Full Entitlement Owed by State	Entitlement Less Transportation	Entitlement Paid	Appropriation	Percentage Paid
	Student Count	Cost (80%)	Student Count	Cost (100%)						
State Total 00	1,138	12,601,593.49	106	3,376,593.11	42,868,380.22	15,978,186.66	15,978,186.66	16,500,000.00	100%	
State Total 01	1,125	13,758,669.99	116	3,972,405.38	46,131,643.78	17,731,075.41	17,731,075.41	18,750,000.00	100%	
State Total 02	1,128	14,603,475.05	121	4,486,451.87	49,665,656.77	19,089,926.98	19,089,926.98	19,100,000.00	100%	
State Total 03	1,149	13,264,633.23	96	4,373,272.52	49,822,886.90	22,276,702.71	17,561,880.38	20,800,000.00	100%	
State Total 04	1,246	15,460,225.78	122	5,161,677.44	57,552,235.90	26,065,013.61	20,621,903.22	19,000,000.00	92.1350%	
State Total 05	1,389	21,692,116.48	168	7,047,903.88	73,461,319.27	28,740,020.35	20,074,362.90	20,075,000.00	69.5598%	
State Total 06	1,271	21,349,884.14	150	6,688,375.87	73,995,833.03	28,055,251.04	28,055,251.04	29,000,000.00	100%	
State Total 07	1,364	23,464,398.94	141	6,678,114.48	82,375,545.01	30,142,513.42	30,142,513.42	32,190,000.00	100%	
State Total 08	1,308	31,436,566.30	135	6,610,914.66	84,533,573.76	31,767,168.23	31,767,168.23	33,968,831.00	100%	
State Total 09	1,352	34,541,620.45	154	7,833,290.34	94,598,027.33	35,449,384.54	32,168,543.98	32,168,543.98	90.7450%	
State Total 10	1,296	34,392,016.20	142	7,741,335.23	95,028,411.88	35,098,683.68	29,875,337.82	29,875,337.82	85.1186%	
State Total 11								23,630,117.00		
	1,251.45	21,505,927.28	131.91	5,815,484.98	68,184,864.90	26,399,447.87				

	Emergency Catastrophic Aid *	Interest Expenditures **	Increase (Decrease) by Fiscal Year	Increase (Decrease) by Percentage	ECPP	3.5 X ECPP	10 X ECPP
State Total 01	0.00	0.00	1,752,888.75	10.9705%	6,336.44	22,177.54	63,364.40
State Total 02	76,025.34	0.00	1,358,851.55	7.6637%	6,862.88	24,020.08	68,628.80
State Total 03	336,718.61	7,283.01	3,186,775.75	16.6935%	7,263.19	25,421.17	72,631.90
State Total 04	0.00	5,564.51	3,788,310.90	17.0057%	7,641.42	26,744.97	76,414.20
State Total 05	0.00	8,480.24	2,675,006.74	10.2628%	8,115.31	28,403.59	81,153.10
State Total 06	0.00	1,941.78	(684,769.31)	-2.3826%	9,230.60	32,307.10	92,306.00
State Total 07	0.00	3,428.63	2,087,262.38	7.4398%	9,774.53	34,210.86	97,745.30
State Total 08	0.00	7,000.05	1,624,654.81	5.3899%	10,376.36	36,317.26	103,763.60
State Total 09	0.00	0.00	3,682,216.31	11.5913%	11,052.51	38,683.79	110,525.10
State Total 10	0.00	0.00	(350,700.86)	-0.9893%	11,731.67	41,060.85	117,316.70
State Total 10	0.00	0.00	(35,098,683.68)	-100.0000%	12,144.38	42,505.33	121,443.80
		Total Average Past 3 YRS	1,912,049.70 1,652,056.75	8.3645% 5.8579%			

2-1-11 hb 318

Good Morning. My name is Alan Pardy, and I am the Executive Director for the NH Association of Special Education Administrators. I appreciate this opportunity to testify on HB 318.

Because there are financial trade-offs as a result of HB 318, I am not sure of the long-term impact of lowering the local district liability for Catastrophic Aid from the current 3.5 times Estimated State Average tuition, down to 2 times the average tuition. I agree with the intent of HB 318, which is to give more assistance to local school districts; Catastrophic Aid already provides a significant amount of relief, in the range of about \$30 Million dollars annually, to school districts all over our State, to help with those few special education students whose programs cost considerably more than others.

At the present time, a district qualifies for help under Cat Aid by reaching a minimum expenditure level of \$ 42,505 for an individual student. At that level, State funding kicks in and can support most of the cost from that point on. Under HB 318, the Cat Aid assistance would kick in when the district cost hits a minimum of \$ 24,288.


While this would help more districts overall, allowing more of them to submit claims under Cat Aid, the "pool" of money would then be spread over more recipients, resulting in less money per claim.

The trend over the past few years has already seen a pro-rating of the amount paid out, with last year's funding of Cat Aid claims in the 85 % range, down to about an estimated 65% this year.

And, Cat Aid is always a reimbursement to districts, based on expenses paid out the previous year.

My greatest concern is that Catastrophic Aid funding be maintained at least at its current level, so that districts can count on a steady level of State funding for their most expensive special education placements.

Thank you for the opportunity to testify on HB 318.


Dr. P. Alan Pardy
Executive Director
NH Association of SE Administrators
Concord, NH 224-7555

Collection or Report	Bureau	Contact	Collection/ Report Type	Source of the requirement i.e. State legislative, rules committee, federal	State RSA	Federal Requirement	State estimated time (man hours) required to comply with the requirements	District estimated time (man hours) required to comply with the requirements	Costs associated with complying on the part of BOTH the school districts and the DOE analysis	Outcome/benefit of the underlying report.	Federal Dollar Amount Reliant on Reports	State Dollar Amount Reliant on Reports	Brief Description
National Reporting System Tables 1, 2, 3, 4, 4B, 5, 6, 7, and 10	Adult Education	Debbie Tasker	Participation Report	Federal	NA	Workforce Investment Act Title II Adult Education and Family Literacy Act	150	1250 hours for all adult education providers including districts and community-based organizations		Reports are required for adult education federal funds; they allow adult educators to review the progress of learners in order to plan for program improvement.			Information on academic progress and goal attainment of about 8,000 adult learners in Adult Basic Education, GED Preparation, Adult High School, Adult Learner Services, and English for Speakers of Other Languages. Includes required federal reports for all learners attending 12 hours or more.
A12 Collection Reports	BDM	Sandy Hyslop	Collection	State	189:20; 189:28; 193-E:3; 194:31; 198:45;	OMB #(04670) 1875-0240	50 hours (est.)	70 hours (A12 report includes data from 10 reports 6-7 hours needed for each report)		Data is included in School District Report Card	Prerequisite data collection for receiving all Federal funds		A-12B Class & Staffing Form, A-12D SAU Data, A-12E District Level Home Schooled Count, A-12F Teacher Attainment & Average Salary, A-12C General Statistical Report (Private Schools Only). Includes Number of Classrooms and Number of Teachers in FTEs, Number of Administrators and Support Staff, Number of Home Schooled Students, Highest level of Education of Teachers in Public Schools, Number of students enrolled in Nonpublic schools
Education Directory Update	BDM	Gretchen Tetreault	Collection	State/Federal		OMB #(04670) 1875-0240	10	5-10 hours		Data is included in the Consolidated State Performance Report			NH Public School Directory Collection
School Board Membership	BDM	Sandy Hyslop	Collection	Public Inquiry			10 hours (est.)	10 hours		Reported to DRA			All members, chairpersons, of Public school boards
EDFACTS Federal Reporting	BDM	Gretchen Tetreault	EDFacts Reports	Federal	NA	OMB #(04670) 1875-0240	1 FTE	Depends on size of district. Large district would need 1 FTE.			Prerequisite data collection for receiving all Federal funds		The EDFacts Data Collection: States submit K through 12 education data on approximately 100 data groups at the state, district and school levels to the U.S. Department of Education. Critical directory data is submitted, as well as data on schools, services, staffing, students, and educational outcomes.
DOE 25 Annual Financial Report	BDM	Ron Leclerc	Collection and Reporting	State and Federal	198:4-d and 541-a (DRA) and RSA 193-E:3 ; 195:14; 189:28; 193-E:3 188-E-7; 186-C:18; RSA 541-A	OMB 0607-07000 (US Census Bureau - F-33 Survey) OMB 1850-0067 (US DOE - NPFES Survey)	1000 hours for state	100-200 hours - depending on number of districts in the SAU (separate report is required for each district)		State: Estimated Cost per Pupil by District which is used by School districts to set the tuition rates; used by career development to set the tuition and transportation reimbursement rates, all financial reporting, used by Department of revenue to set tax rates for the following year. The DOE 25 also computes the districts indirect cost rates for future year. Also, summarizes data for RSA 193-E:3, the state requirement for a District Profile. Used by the NH DOE to calculate district maintenance of effort for federal fund allocations. Legislative Inquiries. Federal: Report to the US Census Bureau (F-33 Survey) district level financial data which is used for federal title fund allocation, to the US DOE "NPFES" (National Public Finance Education Survey)consolidated state school district financial report used also for title fund allocations to the state.	Prerequisite data collection for receiving all Federal funds	Prerequisite data collection for receiving all State funds	Apportionment of Cooperative Budgets, Cost Per Pupil By District (need ADM), MS-22 (Budget), Estimated Expenditures of School Districts, Equalized Valuation per Pupil, State Average Cost Per Pupil

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MS-22	BDM	Ron Leclerc	Collection	State	198.4-d, 194-c:9, 186c:18, 195:14,		65 hours state;	10 hours per district (does not include district budgeting process)		State: Tax Rate setting, calculating the estimated state average cost per pupil (see above)		Prerequisite data collection for receiving all State funds	
Enrollment Reports	BDM	Ron Leclerc	Enrollment Reports	State and Federal	189:28, 193-e:3; 194:31; 193-E:3	OMB #(04670) 1875-0240;	80 hours	Data is embedded in other reports submitted by the district (see EOY and BOY below)		Costing Adequate Education (Average Daily Membership ADM)	Prerequisite data collection for receiving all Federal funds	\$955,702,119.00	Compiled after BOY/EOY Data Collections. Attendance and Enrollment, Attendance Rate by District, Average Daily Membership, Average Class Size by District, Average Class Size by School, County Enrollments by Grade, District Fall Enrollments, High School Enrollments, Kindergarten Enrollments, Preschool Enrollments, Race/Ethnic Enrollments, School Administrative Unit Enrollments, School Enrollments by Grade, State Totals - Fall Enrollments by Grade
Indirect Cost Rates	BDM	Ron Leclerc	Miscellaneous Reports	Federal/State	Office of Management and Budget Circulars A-87, A-122, and A-21.			5 hours per district			Prerequisite data collection for receiving all Federal funds		Approved indirect Cost Rates for districts, SAUs and non-profit institutions which have requested rate approval.
State Education Aid Reports	BDM	Ron Leclerc	State Aid Reports	State	194-B:11; 198:40-a; 198:48-a VII; 198:39 through 198:42; RSA 32:11-a		1100	5 hours per district		Allows Districts to be eligible for State Aid	State spending allows for	\$ 78,916,986.00	Charter School Aid, Kindergarten Aid, Adequate Education Aid, Allocation for Special Education ADM
Monthly Meals Claim	Bureau of Nutrition Programs and Services	Kathryn Hodges	Collection	federal	Part 7 CFR 210.7	Part 7 CFR 210.7	3	6		School Food Authority paid meal reimbursement based on number/types of meals served	\$ 38,466,128.00		School Food Authorities submit meal claim data monthly to receive reimbursement from USDA based on quantity and types of meals served
Verification Report	Bureau of Nutrition Programs and Services	Tami Drake	Collection	federal	Part 7 CFR 210.7	Part 7 CFR 210.7	24	30 hours each district		SFA randomly selects parent income eligibility applications to verify for accuracy	\$ 38,466,128.00		By November 15 of each year, SFA's must complete their verification process
Safety Inspection Reports	Bureau of Nutrition Programs and Services	Tami Drake	Collection	federal	Part 7 CFR 210.13	Part 7 CFR 210.13	50	15 hours each district		USDA requires that 2 health inspections be done per year per site.	\$ 38,466,128.00		SFA's must report to State Agency on previous year's inspections by end of October
Building Aid Distribution	School Approval and Facility Management	Ed Murdough or Marjorie Schoonmaker	Collection	State	RSA 198:15-a		2500	500 for new project; 10 annually after for as long as School Building Aid is received.		Districts are reimbursed for a share of the cost to construct new school facilities and to renovate existing buildings.		\$ 48,891,283.00	RSA 198:15-a/w - establishes grant programs to assist with general school construction and kindergarten construction, application forms are submitted by districts for new projects, an annual verification report is sent to districts for review and confirmation of the amount of the grant for which the district is eligible in the upcoming fiscal year, in any given year most but not all districts receive funding for construction work completed in prior years

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Fire Inspection	School Approval and Facility Management	Ed Murdough	Collection	State	RSA 153:14		200 (Dept. of Ed), Unknown at Dept. of safety	2 hours/school for small school; 4 hours for larger schools; <i>more time if additional reports needed for follow up inspections</i>		Causes schools to review and correct unsafe conditions			RSA 153:14 – Requires local fire chief to conduct annual inspection of public and private schools and to submit reports to the State Fire Marshal
Inputs- based accountability	School Approval and Facility Management	Ed Murdough	Collection	State	RSA 193-E:3		1425	30 hours initial report; 10 hours in subsequent years		Measures individual school level of compliance with requirements to provide the opportunity for an adequate education.			RSA 193-E:3 – Requires districts to submit inputs-based school accountability report every two years, also requires Dept. of Ed. to develop a performance based accountability report based on data already collected from districts
Public School Off-Site Programs - one time submission for off site program	School Approval and Facility Management	Ed Murdough or Leslie Higgins	Collection	State	ED 306.20		1 per incident, approx 10 per year	1 hour per incident		Ensures that appropriate checks have been made for safety at off-site locations and that information on students assigned to off-site locations is correctly reported.			Schools establish alternative programs to address the unique needs of particular groups of students.
Site Visits	School Approval and Facility Management	Leslie Higgins	Collection/report	State	RSA 193-E:3-b(F)		40 per school, 47 required per year	40 hours per school		Verifies that schools are providing the opportunity for an adequate education.			Dept. sends a team to review information submitted by schools on the standards identified in RSA 193-E as those required to provide the opportunity for an adequate education.
School Approval	School Approval and Facility Management	Leslie Higgins	Collection/report	State	RSA 21-N:9, Ed 306.28		1000	15-25 per school (2011-12)		Ensures that public and private schools are meeting the state minimum standards			
Kindergarten Construction Aid	School Approval & Facility Management	Ed Murdough or Marjorie Schoonmaker	Collection/Report	State	RSA 198:15-r		100	100 per district		Districts are reimbursed 75% of the cost to construct new kindergarten classrooms.		\$ 888,395.00	RSA 198:15-r establishes a grant program for districts that did not provide kindergarten prior to 1997.
Teacher Evaluation Survey	Deputy Commissioner/Certification	Sallie Fellows/Karen Soule	Collection & web report	Federal		ARRA State Fiscal Stabilization Fund	100	10 hours		Requirement for SFSF funding - \$160million	\$160,000,000.00		State report of characteristics of each district evaluation system and performance rating statistics
NAEP (National Assessment of Educational Progress)	Office of Curriculum and Assessment	Tim Eccleston	NAEP	Federal	RSA 541-A, Ed 306.24	NCLB	750	Test administration is 5-10 hours per site		Provides the State, Districts, Schools and the Public an understanding of 4th and 8th Grade student performance in Reading and Mathematics compared to the nation and surrounding states.	\$ 276,289.00		Grades 4, 8, and 12 assessment results in Reading, Mathematics, Science and a number of other subjects assessed by the National Assessment of Educational Progress.
ESOL Reporting	Integrated Programs *	Sue Stepick and Susan Morgan	ESOL Collection	State & Federal	198:48	Title III: Part A, subpart 1&2	300 hours	5-40 hours depending on size of the district.		Data is included in CSPR; used for eligibility for Title III funding and instructional planning	\$ 985,639.00		Eligibility Status for ESOL Students as of 10/1
Certification of all Educators- Alternatives 1-5	Credentialing	Karen Soule	Collection	State	RSA 186:11 X. (a); 189:39-a		7800 hours (4 FTE)	.25 FTE plus 20 hours per year per alternative plan (varies with size of district)		Qualified, Certified Teachers			

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Critical Shortage List	Credentialing	Karen Soule	Collection	State	RSA 186:11 X. (a); 189:39-a		80 hours	1 hour per district		Understanding shortage by endorsement area and location. Benefit - determines which certification areas can be considered for an alternative plan.			School districts are responsible for completing the Critical Shortage information annually.
Highly Qualified Teacher/Para	Credentialing	Karen Soule	Collection	State/Federal	RSA 186:11 X. (a) ; NCLB	OMB #(04670) 1875-0240	104 hours (2 hr. per wk)	5+ hours per school (depends on school/district size)		Meet federal requirements and ensure content area qualifications. Benefit is high quality work force.	\$ 15,496,795.00		School districts must report HQT (highly qualified status) of all core content educators as well as paraprofessionals in Title I schools.
Educator Employment Information-EIS data entry (formerly Personnel Action Form-PAF)	Credentialing	Karen Soule	Collection	State	RSA 186:11 X. (a)		4875 hours or 2.5 FTE; DOE \$185,000	40-80 hours depending on size of district		To collect data on educator qualifications. Benefit is that we have quality educators certified in their area of expertise. Provides student safety by monitoring misconduct of educators and revoking licenses appropriately.			School districts must report employment information and termination of all certified educators.
Professional Development Master plans	Credentialing	Karen Soule	Collection and Reporting	State	RSA 21-N:9 II. (z); Ed 512.01		1463 hours (.75 FTE)	80 hours per district		Outlines quality process of educator recertification and professional learning. Benefits - Educator in the classroom meets professional growth requirements.			Each school administrative unit, local school district, or participating nonpublic school shall prepare a 5-year master plan in accordance with requirements of this part.
CATE Reports	Career Development	Regina Fiske Melissa Ritchings	Collection	State, Federal	RSA188:E	PL109-270 and OMB #(04670) 1875-0240	300 hours	Total all 3 reports = 150 + hours			\$ 7,905,543.00	\$ 6,900,000.00	CTE Enrollment Reporting
Tuition and Transportation Budget Estimates	Career Development	Laurie MacRae	Collection	State	RSA 188-E:7-8 and Administrative Rules ED 1300-1400		400 hours	Total all 3 reports = 150 + hours		T&T cost estimates available to sending districts and State staff for the purposes of budget preparation.	\$ 7,905,543.00	\$ 6,900,000.00	
Tuition and Transportation Reimbursement Request	Career Development	Laurie MacRae	Collection	State	RSA 188-E:7-8 and Administrative Rules ED 1300-1400		600 hours	Total all 3 reports = 150 + hours		T&T actuals for the first half of the school year can be compared to the Budget Estimate to clarify estimates of total needs for the full school year.	\$ 7,905,543.00	\$ 6,900,000.00	
Administrative Due Process Hearings	Office of Legislation and Hearings	Stephen Berwick		State law	RSA 541-A:31; 21-N:11,III; 186-C:16-b; 200-C:12		16 hours per case	Required prehearing - 2-4 hours Mediation (optional if both parties agree) - 1 day; Due Process Hearing 2 days (does not include district preparation) If parent files for due process, additional resolution session (1-4 hours). Stand alone mediation - 1 day. Complaint - 10-20 hours		Provide parents and school districts due process in contested cases			Administrative Due Process Hearings The state's administrative procedures act requires agencies to provide an adjudicative proceeding in whenever there is a contested case or, if the matter is one for which a provision of law requires a hearing (RSA 541-A:31). The department provides such hearings based on the statutory requirements of RSA 21-N:11, III (state board hearings), RSA 186-C:16-b (special education hearings), RSA 200-C:12 (vocational rehabilitation hearings), and other contested cases as required by law.

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NHSEIS Reporting	Special Education	Ralph Tilton	SPED Collection	Federal		OMB #(04670) 1875-0240	3FTEs	EasyIEP data entry 2-4 hours/student (minimum)		Collection this data is a federal requirement of IDEA. The benefit to this federal collection provides the state and districts with information of the number of students with disabilities, the type of disabilities, gender, race/ethnic and age (3-21). Part of File Spec N002 - NH Children (age 6-21) with disabilities and race IDEA by District	\$ 56,223,222.00		
SPED Data Collection	Special Education	Ruth Littlefield	Federal Reporting	Federal		20 U.S.C. 1416(a)(3)(A), 20 U.S.C. 1416(a)(3)(B) 20 U.S.C. 1416(a)(3)(C)	One FTE	Depends on number of students that need to be verified in each report and how many sources of information must be checked. Average range 1 3 hours <u>per</u> report for each SPP indicator.		Reporting of this data is a federal requirement of IDEA. The benefit to this data collection is it provides the state with information regarding students with disabilities.	\$ 56,223,222.00		Educational Environment Age Indicator 5, Child Count ages 3 - 5 (student counts by Disability/Race/Age Groups), Child Count ages 6 - 21 (student counts by Disability/Race/Age Groups), Out of School Suspension greater than 10 days by Race/Ethnicity , Rate of Suspension and Expulsion, Graduation Rate, Drop Out Rate, Assessment , Parent Involvement , Disproportionate Representation Race/Ethnicity, Disproportionate Representation Race/Ethnicity with specific disabilities, Timeliness of Evaluations, ESS Early Transition, Secondary Transition(Ages 16- Post secondary School), Post School Outcomes, Complaints, Due Process, Resolution Session, State Reported Data
Cat Aid Allowable Cost Report	Special Education	Ralph Tilton	SPED Report	State	186-C18,III		2325 total estimated hours - It is estimated to take 2225 hours to produce this report. It is also estimated that the NHDOE provides an additional 100 hours of technical assistance to districts.	Cat Aid cost reports are based on ongoing data entry into the NHSEIS system for each student throughout the year. Approximately 2-5 hours <u>per student</u> , depending on amount of back up data required for submission with each student's report, and in-district invoices that need to be created and also submitted.		Districts have the ability to be reimbursed through a formula for special education costs incurred in the previous year.	\$ 56,223,222.00	\$ 21,537,308.00	This reimbursement is state funded.

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EOY SPED Public Worksheet	Special Education	Christina Emery	SPED Collection/Reporting	Federal	189:20; 189:28; 193-E:3; 194:31; 198:45;	OMB #(04670) 1875-0240	30 total estimated hours	10 hours or more per district to prepare the information for the report (depends on size of district and number of students); approximately 7.5 hours to verify report - per district.		This worksheets helps the districts identified SPED students enrolled in public schools. The district will then provide this data to the NHDOE which will be is used for ADM and adequacy funding	\$ 58,223,222.00		
ONLY FOR DISTRICTS WITH MIGRANT STUDENTS Title I, Part B, Subpart 3-Even Start for CSPR	Integrated Programs *	Barbara Patch	Consolidated State Performance Report (CSPR) Sec. 2.2	Federal		ESEA Section 1111(h)(4)	5 hours per district (3) = 15 hours	not able to determine as costs vary		Report compliance to ensure continued funding and inform professional development and technical assistance	\$ 340,916.00		This program is coming to an end-only 1 program will participate for 2011-12
ONLY FOR DISTRICTS WITH MIGRANT STUDENTS Title I, Part C Migrant Education Program Collection for CSPR	Integrated Programs *	Barbara Patch	Consolidated State Performance Report (CSPR) Part 1 Sec. 1.10	Federal		ESEA Section 1111(h)(4)	190 hours for the SEA staff as the local district	not able to determine as costs vary		Reports compliance to ensure continued funding and informas professional development and technical assistance	\$ 340,916.00		The staff at the state level act as a district-providing direct service to migrant students as well as completing state level program work
Title X Education for Homeless Children & Youths-CSPR	Integrated Programs *	Lynda Thistle-Elliot	Title X 14See Homeless Education Collection	Federal		ESEA Section 111(h)(4)	24 hours	1 hour per district		Ensure appropriate education services for homeless are provided and funding is continued	\$ 199,479.00		Homeless student district information is confirmed 2 times a year
21st CCLC LPA	Integrated Programs *	Suzanne Birdsall	Report	Federal		Section 4202(c)(3) of the ESEA	100	125		The purpose of this system is to collect basic information about the characteristics associated with funded 21st CCLC programs and the outcomes they were able to achieve as a result of providing services to students and adult family members attending their programs.	\$ 5,940,307.00		Programs complete annual reports through the online federal reporting system for USDOE.
21st CCLC Site Visits	Integrated Programs *	Suzanne Birdsall	On-site Visit	Federal		Section 4202(c)(3) of the ESEA	250	125		Monitoring feedback used by program to validate quality practice and target areas for improvement.	\$ 5,940,307.00		Site visit followed by written feedback.
21st CCLC Continuous Improvement Process for Afterschool	Integrated Programs *	Suzanne Birdsall	Systems Development	Federal		Section 4202(c)(3) of the ESEA	75	5000		Local level action plan to address areas of quality improvement.	\$ 5,940,307.00		Programs conduct a self assessment followed by a validation visit.
21st CCLC Annual Performance Report	Integrated Programs *	Suzanne Birdsall	Report	Federal		Section 4202(c)(3) of the ESEA	200	1000		Programs are meeting identified outcome targets and identify need areas to provide targeted technical assistance.	\$ 5,940,307.00		The two purposes of the Performance Report are to (1) demonstrate that substantial progress has been made toward meeting the objectives of the project as outlined in your grant application, and (2) collect data that addresses the performance indicators for the 21st Century Community Learning Centers program.

Collection or Report	Bureau	Contact	Collection/ Report Type	Source of the requirement i.e. State legislative, rules committee, federal	State RSA	Federal Requirement	State estimated time (man hours) required to comply with the requirements	District estimated time (man hours) required to comply with the requirements	Costs associated with complying on the part of BOTH the school districts and the DOE analysis	Outcome/benefit of the underlying report.	Federal Dollar Amount Reliant on Reports	State Dollar Amount Reliant on Reports	Brief Description
Title I, Annual Evaluation for CSPR	Integrated Programs *	Stephanie Lafreniere	Consolidated State Performance Report (CSPR) Part 2 Sec. 2.4	Federal		ESEA Section 1111(h)(4)	25	4 hours per program		Reports compliance to ensure continued funding and informs best use of resources for professional development and targeted assistance	\$ 41,366,035.00		Annual Title I, evaluation
School Safety Survey	BDM	Gretcehn Tetreault/Aprille Desrosiers	Collection	Federal and State	RSA 193-E:3, RSA 126-U, RSA 193-F, RSA 189:34, II(a), RSA 193-E:3, RSA 193-G:1,	Title IX, Title VI/Civil Rights, Title II Section 504 ADA, NCLB 4112 (c) (3), Gun Free Schools Act of 1994, SB114, RSA 625:11, RSA 630, t RSA 631:1 and 631:2, RSA 632-A:2, RSA 634:1, RSA 636:1.III, RSA 159.	300+ hours for OSDFS Program Director, IT 150 hours, BDM 150 hours.	10 hours per school (approximately)		Required reporting on school safety and discipline to federal and state governments. All 50 states report same data and allow for comparison of school safety concerns per state.	\$ 937,922.00		State and federal accountability laws require state departments of education to collect and report school safety data. Data is used to assess needs and accomplishments in reducing school violence, substance abuse, and discipline needs.
End of Year (EOY) Data Collection	BDM	Sandy Hyslop	Collection	State/Federal	189:20; 189:28;;193-E:3;194:31; 198:45;	OMB #(04670) 1875-0240	1000+ hours	Up to 80 hours per district		Central to the data collection effort is an overarching principle that we should not only collect data for reporting needs, but that we should add value to the data being collected and provide information back to schools to empower teachers, administrators, policy makers, and parents to increase student achievement - enabling schools to follow every child and to analyze groups of students over time.	Prerequisite data collection for receiving all Federal funds		Following the close of school in June, all districts must provide data for each student who was enrolled in their district at any point during the prior school year. Additionally, this submission will include non special education students who were the responsibility of the school but placed out-of-district (including nonpublic schools in state and all schools out-of-state). This submission is used for ADM and adequacy funding, to cross check fall enrollment counts, for NECAP reporting and for drop-out prevention. NH-Ait Assessment Registration, NECAP Labels, School/District Test Coordinators, Assessment Results
Beginning of Year (BOY) Data Collection	BDM	Sandy Hyslop	Collection	State/Federal	189:20; 189:28;;193-E:3;194:31; 198:45;	OMB #(04670) 1875-0240	1000+ hours	40 hours per district		There are three primary purposes for this collection: 1) To Identify Enrollment Counts, 2) To Track Dropouts, 3) To Identify Participation Rates for NECAP	Prerequisite data collection for receiving all Federal funds		At the beginning of the year, all districts must provide data for each student either enrolled in their school, or who live in their towns and are the responsibility of the district.
Free & Reduced Data Collection	BDM	Sandy Hyslop	Collection	State/Federal	189:20; 189:28;;193-E:3;194:31; 198:45;	OMB #(04670) 1875-0240	50 hours	5 hours per district		Identifies students eligible for Free or Reduced Lunch.	Prerequisite data collection for receiving all Federal funds		The submission is required two times per year - once in October and once in March to identify students eligible for Free or Reduced Lunch.
Course Submission	BDM	Sandy Hyslop	Collection	State	189:20; 189:28;;193-E:3;194:31; 198:45;		50 hours	40-80 hours depending on size of district		Provides the ability for teachers to view the performance data for the students that are in their class to improve instruction.			To collect teachers and course data.
21st Century Data Collection	BDM	Sandy Hyslop	Collection	Federal		Section 4202(c)(3) of the ESEA	20 Hours	5 hours per district		Data Collection for 21 Century Community Learning Center Program	\$ 5,940,307.00		

Collection or Report	Bureau	Contact	Collection/ Report Type	Source of the requirement ie. State legislative, rules committee, federal	State RSA	Federal Requirement	State estimated time (man hours) required to comply with the requirements	District estimated time (man hours) required to comply with the requirements	Costs associated with complying on the part of BOTH the school districts and the DOE analysis	Outcome/benefit of the underlying report.	Federal Dollar Amount Reliant on Reports	State Dollar Amount Reliant on Reports	Brief Description
Civil Rights Data Collection	Adult Education	Mariane Giroerer	Collection	Federal		Title VI of the Civil Rights Act of 1964, Title IX of the Education Amendments of 1972; Section 504 of the Rehabilitation Act of 1973; Title II of the Americans with Disabilities Act of 1990 (ADA); Vocational Education Programs Guidelines	45 days	90-100 hours (all districts to report in 2012)			Prerequisite data collection for receiving all Federal funds		Titles IV, VI, and VII of the Civil Rights Act of 1964 - race color, national origin; The Age Discrimination in Employment Act of 1967; The Age Discrimination Act of 1975; Title IX of the Education Amendments of 1972 (Title IX) - sex; Section 504 of the Rehabilitation Act of 1973 (Section 504) - disability; The Americans with Disabilities Act of 1990 (ADA) - disability; NH Law against discrimination (RSA 354-A)
Federal Accountability Reporting	All with Federal Programs	Program Assistants		Federal		Multiple- Federal Grant Programs	At least FTE per grant	Monthly reporting required (online system) IDEA and Title I approx. 5 days/month. Other reports require additional time.		Districts receive hundreds of millions of federal dollars	\$218,741,584.00		Per federal requirements, for all federal formula grants, districts must submit a budget with all planned expenditures summing to the total district allocation that they plan to expend. NHDOE then reviews the budgets to ensure that all planned expenditures are allowable under grant requirements. Districts then confirm allowed expenditures and submit for reimbursement once expenditures have occurred.
IDEA Annual Request for Special Education Funds								5-10 hours per district; more for consolidated grant					
Title I Application								Depends on size of grant allocation. Approximate range is 10-40 days, as the application process requires meetings with all private schools in district, as well as meetings with all schools receiving Title dollars. Title I requires both a paper application and an online application - which are not the same.					
MS-24 Report								10 hours/district					
Air Quality Report								3+ hours/district					

Collection or Report	Bureau	Contact	Collection/Report Type	Source of the requirement ie. State legislative, rules committee, federal	State RSA	Federal Requirement	State estimated time (man hours) required to comply with the requirements	District estimated time (man hours) required to comply with the requirements	Costs associated with complying on the part of BOTH the school districts and the DOE analysis	Outcome/benefit of the underlying report.	Federal Dollar Amount Reliant on Reports	State Dollar Amount Reliant on Reports	Brief Description
Elevator Inspection Report								4 times/year - 3-4 hours each					
SINI Plan/Report								Year 1 Plan - up to 3 days/school; After initial plan, 8-10 hours/school.					
DINI Plan/reports								8-10 hours in addition to SINI plan.					
Focused Monitoring Application Process								Approximately 25 hours/district (includes required meetings with reviewers)					

Voting Sheets

HOUSE COMMITTEE ON EDUCATION

EXECUTIVE SESSION on HB 318-FN-L

BILL TITLE: reducing a school district's liability for special education costs.

DATE: 2/10/11

LOB ROOM: 207

Amendments:

Sponsor: Rep. OLS Document #:

Sponsor: Rep. OLS Document #:

Sponsor: Rep. OLS Document #:

Motions: OTP OTP/A, ITL, Interim Study (Please circle one.)

Moved by Rep. Pitre

Seconded by Rep. Fleck

Vote: 7-8 (Please attach record of roll call vote.)

Motions: OTP, OTP/A, ITL, Interim Study (Please circle one) RETAIN

Moved by Rep. Hoell

Seconded by Rep. Pitre

Vote: 15-0 (Please attach record of roll call vote.)

CONSENT CALENDAR VOTE:

(Vote to place on Consent Calendar must be unanimous.)

Statement of Intent: Refer to Committee Report

Respectfully submitted,


Rep. Rick Ladd, Clerk

EDUCATION

Bill #: 318 Title: Reducing school districts liability for special education costs.

PH Date: 2 / 1 / 2011 Exec Session Date: 2 / 10 / 2010

Motion: OTP Pdre / Fleck Amendment #: _____

MEMBER	YEAS	NAYS
Balboni, Michael A, Chairman	✓	
Boehm, Ralph G, V Chairman		✓
Hutchinson, Karen K		✓
Ladd, Rick M		✓
Fleck, Joseph W		✓
St. Cyr, Jeffrey L	✓	✓
Brosseau, Charles J		✓
Greemore, Robert H		✓
Hill, Gregory	✓	
Hoell, J.R.		✓
Jones, Laura M		absent
Lauer-Rago, Kathleen A	✓	
Pitre, Joseph A	✓	
Gile, Mary Stuart		absent
Shaw, Barbara E	✓	
Gorman, Mary J		✓
Frazer, June M	✓	
	7	8
TOTAL VOTE:		

EDUCATION

Bill #: 318 Title: Reducing school districts liability for special education costsPH Date: 2 / 1 / 2011Exec Session Date: 2 / 10 / 2010Motion: Return Hoel / Pitre

Amendment #:

MEMBER	YEAS	NAYS
Balboni, Michael A, Chairman	✓	
Boehm, Ralph G, V Chairman	✓	
Hutchinson, Karen K	✓	
Ladd, Rick M	✓	
Fleck, Joseph W	✓	
St. Cyr, Jeffrey L	✓	
Brosseau, Charles J	✓	
Greemore, Robert H	✓	
Hill, Gregory	✓	
Hoell, J.R.	✓	
Jones, Laura M	abs	
Lauer-Rago, Kathleen A	✓	
Pitre, Joseph A	✓	
Gile, Mary Stuart	abs	
Shaw, Barbara E	✓	
Gorman, Mary J	✓	
Frazer, June M	✓	

Subcommittee =
Rep St Cyr,

TOTAL VOTE:
Printed: 1/4/2011

15

0

HOUSE COMMITTEE ON EDUCATION
EXECUTIVE SESSION on HB 318-FN-LOCAL

BILL TITLE: reducing a school district's liability for special education costs.

DATE: October 18, 2011

LOB ROOM: 207

Amendments:

Sponsor: Rep. OLS Document #:

Sponsor: Rep. OLS Document #:

Sponsor: Rep. OLS Document #:

Motions: OTP, OTP/A, ITL, Interim Study (Please circle one.)

Moved by Rep. Balboni

Seconded by Rep. Pitre

Vote: 14-0 (Please attach record of roll call vote.)

Motions: OTP, OTP/A, ITL, Interim Study (Please circle one.)

Moved by Rep.

Seconded by Rep.

Vote: (Please attach record of roll call vote.)

CONSENT CALENDAR VOTE: 14-0

(Vote to place on Consent Calendar must be unanimous.)

Statement of Intent: Refer to Committee Report

Respectfully submitted,

Rep. Rick Ladd, Clerk

HOUSE COMMITTEE ON EDUCATION
EXECUTIVE SESSION on HB 318-FN-LOCAL

BILL TITLE: reducing a school district's liability for special education costs.

DATE: October 18, 2011

LOB ROOM: 207

Time 1:30 pm

Amendments:

Sponsor: Rep.

OLS Document #:

Sponsor: Rep.

OLS Document #:

Sponsor: Rep.

OLS Document #:

Motions: OTP, OTP/A, ITL, Interim Study (Please circle one.)

Moved by Rep.

Balboni

Seconded by Rep.

Itoie

Vote: (Please attach record of roll call vote.)

Motions: OTP, OTP/A, ITL, Interim Study (Please circle one.)

Moved by Rep.

Seconded by Rep.

Vote: *14-0* (Please attach record of roll call vote.)

CONSENT CALENDAR VOTE:

(Vote to place on Consent Calendar must be unanimous.)

Statement of Intent: Refer to Committee Report

Respectfully submitted,

Rick Ladd
Rep. Rick Ladd, Clerk

EDUCATION

Bill #: HB 318 Title: _____

PH Date: ____/____/____

Exec Session Date: ____/____/____

Motion: Balboni

Amendment #: _____

MEMBER	YEAS	NAYS
Balboni, Michael A, Chairman	✓	
Boehm, Ralph G, V Chairman	✓	
Hutchinson, Karen K <i>Kupler</i>	✓	
Ladd, Rick M	✓	
Fleck, Joseph W	✓	
St. Cyr, Jeffrey L	✓	
Brosseau, Charles J	✓	
Greemore, Robert H	✓	
Hill, Gregory	Ab	
Hoell, J.R.	✓	
Jones, Laura M	✓	
Lauer-Rago, Kathleen A	✓	
Pitre, Joseph A	✓	
Gile, Mary Stuart	Ab	
Shaw, Barbara E	Ab	
Gorman, Mary J	✓	
Frazer, June M	✓	
	14	0

TOTAL VOTE:
Printed: 1/4/2011

Committee Report

CONSENT CALENDAR

October 21, 2011

HOUSE OF REPRESENTATIVES

REPORT OF COMMITTEE

**The Committee on EDUCATION to which was referred
HB318-FN-L,**

**AN ACT reducing a school district's liability for special
education costs. Having considered the same, report
the same with the following Resolution: RESOLVED,
That it is INEXPEDIENT TO LEGISLATE.**

Rep. Michael A Balboni

FOR THE COMMITTEE

COMMITTEE REPORT

Committee:	EDUCATION
Bill Number:	HB318-FN-L
Title:	reducing a school district's liability for special education costs.
Date:	October 21, 2011
Consent Calendar:	YES
Recommendation:	INEXPEDIENT TO LEGISLATE

STATEMENT OF INTENT

This bill sought to change the catastrophic aid minimum threshold for reimbursement of school district special education costs from 3 ½ times to 2 times the estimated state average expenditure per pupil for the school year preceding the year of distribution. It was hoped that by decreasing this threshold, more school districts would receive catastrophic aid. However, the committee determined this would not appreciably increase aid to school districts without a significant increase in the catastrophic aid pool. Distributing a fixed total amount to more special education students would result in even lower reimbursement percentages than we have now.

Vote 14-0.

Rep. Michael A Balboni
FOR THE COMMITTEE

Original: House Clerk
Cc: Committee Bill File

CONSENT CALENDAR

EDUCATION

HB318-FN-L, reducing a school district's liability for special education costs. **INEXPEDIENT TO LEGISLATE.**

Rep. Michael A Balboni for EDUCATION. This bill sought to change the catastrophic aid minimum threshold for reimbursement of school district special education costs from 3 ½ times to 2 times the estimated state average expenditure per pupil for the school year preceding the year of distribution. It was hoped that by decreasing this threshold, more school districts would receive catastrophic aid. However, the committee determined this would not appreciably increase aid to school districts without a significant increase in the catastrophic aid pool. Distributing a fixed total amount to more special education students would result in even lower reimbursement percentages than we have now. **Vote 14-0.**

Original: House Clerk
Cc: Committee Bill File

HB 318

ITL

This bill sought to change the catastrophic aid minimum threshold for reimbursement of school district special education costs from 3 ½ times to 2 times the estimated state average expenditure per pupil for the school year preceding the year of distribution. It was hoped that by decreasing this threshold, more school districts would receive catastrophic aid. However, the committee determined this would not appreciably increase aid to school districts without a significant increase in the catastrophic aid pool. Distributing a fixed total amount to more special education students would result in even lower reimbursement percentages than we have now.

Rep. Balboni

A handwritten signature in cursive script, appearing to read "Michael A. Balboni".

COMMITTEE REPORT

COMMITTEE: Ed

BILL NUMBER: 318

TITLE: School district liability for Sped education costs

DATE: 10/18/11 CONSENT CALENDAR: YES NO

OUGHT TO PASS

OUGHT TO PASS W/ AMENDMENT

INEXPEDIENT TO LEGISLATE

INTERIM STUDY (Available only 2nd year of biennium)

Amendment No.

STATEMENT OF INTENT:

This bill sought to change the catastrophic aid minimum threshold ~~formula~~ ^{reimbursement of} for a school district ^{special education costs} ~~reimbursement~~ from 3 1/2 times to 2 times the estimated state average expenditure per pupil for the school year preceding the year of distribution. It was hoped that by decreasing this threshold, more school districts would receive catastrophic aid. However, the committee determined this would not ^{appreciably} increase aid to school districts ~~because~~ ~~the~~ without a significant increase in the catastrophic aid pool. Distributing a fixed total amount to more special

COMMITTEE VOTE: 14-0

RESPECTFULLY SUBMITTED,

- Copy to Committee Bill File
- Use Another Report for Minority Report

Rep. Michelle D. Dallen
For the Committee

education students would result in ^{even} lower reimbursement percentage than we have now.