

**JBC STAFF FISCAL ANALYSIS
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING MEASURES TO REDUCE THE FREQUENCY OF BULLYING IN SCHOOLS.

Prime Sponsors: Reps. Priola and Schafer S.
Senator Steadman

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Summary of Amendments Made to the Bill After the 03/15/11 Legislative Council Staff Revised Fiscal Note Was Prepared

None.

JBC Staff Concurrence with Legislative Council Staff Fiscal Note

☒ XXX Concurs ☐ Does Not Concur ☐ Updated Analysis

Amendments/Appropriation Status

The bill neither requires nor contains an appropriation clause for FY 2011-12. The bill, as amended by the House Education Committee Report, continuously appropriates moneys in the School Bullying Prevention and Education Cash Fund to the Department of Education for the costs associated with implementing the bill.

Bill Sponsor Amendments

Sponsor amendment **L.014** (attached) modifies a provision in the bill that limits the Department's administrative expenditures related to implementing the bill. Specifically, this amendment specifies that no more than five percent of moneys *annually expended* (rather than "appropriated") from the School Bullying Prevention and Education Cash Fund may be used for administrative expenses. This amendment is a technical change which does not affect the fiscal impact of the bill.

Points to Consider

1. *Fund Source.* The Department is not required to implement the bill until sufficient gifts, grants, and donations are received or the General Assembly appropriates sufficient moneys (other than General Fund) to the School Bullying Prevention and Education Cash Fund. As indicated in the attached Legislative Council Staff fiscal note, it is anticipated that at least \$200,000 would be needed to establish an effective grant program. Is it likely that sufficient gifts, grants, and donations will be received for this purpose for FY 2011-12?

2. *Limit on Administrative Expenditures.* The bill, as amended by the House Education Committee Report, states that no more than five percent of the moneys appropriated from the School Bullying Prevention and Education Cash Fund may be used for the expenses incurred by the Department in administering the grant program.
 - (a) As moneys in the cash fund are continuously appropriated to the Department there would not be an appropriation to use to calculate this limit on Department expenditures. *[Sponsor amendment L.014 addresses this issue.]*
 - (b) As indicated in the attached Legislative Council Staff fiscal note, it is estimated that the Department would need to spend \$101,401 to develop and manage the grant program, provide technical assistance and make available evidence-based practices and other resources, and comply with financial and other reporting requirements. These activities would require more than \$2 million in donations to comply with the 5.0 percent limit on administrative expenditures.