

**JBC STAFF FISCAL ANALYSIS  
SENATE APPROPRIATIONS COMMITTEE**

CONCERNING GOVERNMENTAL OVERSIGHT OF PUBLIC SCHOOL CAPITAL CONSTRUCTION PROJECTS.

Prime Sponsors: Senator Schwartz  
Representative Massey

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Date Prepared: May 3, 2012

**Summary of Amendments Made to the Bill After the 05/02/12 Legislative Council Staff Fiscal Note Was Prepared (Amended by the Senate Education Committee 05/03/12)**

The Education Committee Report strikes everything below the enacting clause of the introduced bill, eliminating provisions concerning: the requirement of certain school districts to use prequalified local building departments for plan reviews, inspections, and other building code compliance functions; and modifications to membership criteria for the Building Excellent Schools Today (BEST) Board. The Committee Report carries forward certain provisions of the introduced bill and substitutes new language regarding third-party review, inspection, and certification of the structural engineering of any project funded by the BEST program.

Legislative Council Staff and Joint Budget Committee Staff agree that the Committee Report changes the fiscal impact of the bill as discussed in the Legislative Council Staff Fiscal Note and will increase costs to the Division of Fire Safety in the Department of Public Safety by \$80,350 cash funds from the Public School Construction and Inspection Cash Fund in FY 2012-13.

**JBC Staff Concurrence with Legislative Council Staff Fiscal Note**

**Concurs**                       **Does Not Concur**                       **Updated Analysis**

**Reason for the Update**

The Senate Education Committee Report, dated May 3, 2012, discussed above, strikes everything below the enacting clause and substitutes new requirements for the Division of Fire Safety in the Department of Public Safety to obtain third-party certification of the soundness of structural engineering for BEST-funded school projects. As discussed above, Legislative Council Staff and Joint Budget Committee Staff agree that requiring third-party review, inspection, and certification of the structural engineering of all projects funded by the BEST program will increase costs to the Division of Fire Safety by \$80,350 cash funds in FY 2012-13.

**Amendments/Appropriation Status**

As amended by the Education Committee Report, the bill requires the Division of Fire Safety to absorb the cost of the bill within existing resources. Legislative Council Staff and Joint Budget

Committee Staff agree that the bill as amended will increase costs to the Division of Fire Safety and requires an appropriation in FY 2012-13. Staff has prepared amendment **J.001** (attached) to: (1) strike the provision requiring the Division of Fire Safety to absorb costs within existing resources; and (2) add a provision appropriating \$80,350 cash funds from the Public School Construction and Inspection Cash Fund to the Division of Fire Safety in FY 2012-13.

**Bill Sponsor Amendments**

Staff is not aware of any sponsor amendments to be offered.

**Points to Consider**

None.