

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



**FISCAL NOTE**

**HB 767 - SB 820**

February 19, 2019

**SUMMARY OF BILL:** Directs the Commissioner of the Department of Education (DOE) to require at least three hours of training in restorative justice discipline practices as part of in-service training for all teachers and principals each school year. Requires the training to include the model policies for alternatives to exclusionary discipline practices developed by DOE or the local education agency (LEA). Requires all public schools to provide grade level-appropriate instruction on restorative justice discipline practices to students.

**ESTIMATED FISCAL IMPACT:**

**Increase State Expenditures – \$200,000/One-Time  
\$134,700/Recurring**

**Increase Local Expenditures – \$146,000/Recurring\***

Assumptions:

- Tennessee Code Annotated § 49-6-3004 requires each public school system to provide five days of in-service education and for each school's training plan to be approved by the Commissioner of DOE.
- The proposed legislation requires DOE to develop training for approximately 70,000 teachers in year one and ongoing training for approximately 5,000 new teachers in subsequent years.
- The proposed legislation requires DOE to develop classroom curriculum at grade-appropriate levels on restorative justice discipline practices and for LEAs to provide instruction on the curriculum to all students in public schools.
- DOE currently lacks the capacity to develop the training and curriculum for teachers and students.
- DOE staff will need to undergo training on restorative justice discipline practices in order to properly train teachers and principals in LEAs; it is assumed all districts will elect to use DOE training.
- It is estimated that costs for year-one training and curriculum development for DOE staff will result in a one-time increase in state expenditures estimated to be \$200,000.
- DOE costs to train teachers and administrators in LEAs will result in a recurring increase to state expenditures estimated to be \$50,000.

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- DOE will require one additional full-time position to manage the process of training, curriculum design, coordination, delivery, and recordkeeping.
- The recurring increase in state expenditures for one Education Consultant 2 position at a mid-range salary point is estimated to be \$84,697 (\$67,008 salary + \$17,689 benefits).
- The total recurring increase in state expenditures is estimated to be \$134,697 (\$84,697 + \$50,000).
- LEA resources vary and are allocated differently from district-to-district, and due to unknown factors, a precise impact to local expenditures cannot be reasonably determined.
- LEA support staff typically has 180-day contracts that do not include professional development days. Districts would have to compensate support staff for professional development outside of contract hours.
- The professional development cost for support staff in each of the 146 LEAs is estimated to be at least \$1,000 per year.
- The mandatory recurring increase in local expenditures is estimated to exceed \$146,000 (\$1,000 x 146).

\*Article II, Section 24 of the Tennessee Constitution provides that: *no law of general application shall impose increased expenditure requirements on cities or counties unless the General Assembly shall provide that the state share in the cost.*

### **CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.



Krista Lee Carsner, Executive Director

/alh