

Department of Planning and Budget 2023 Fiscal Impact Statement

1. **Bill Number:** HB1507

House of Origin Introduced Substitute Engrossed

Second House In Committee Substitute Enrolled

2. **Patron:** McGuire

3. **Committee:** Education

4. **Title:** Public elementary and secondary schools; fundamental right of parents.

5. **Summary:** Requires each school board that amends or adopts a policy to (i) document the reasons that the amended or adopted policy either impacts or does not impact the fundamental right of a parent to make decisions concerning the upbringing, education, and care of his child and (ii) if the school board determines that the amended or adopted policy impacts such fundamental right, ensure that the amended or adopted policy is subsequently amended in such a way as to be in compliance with the relevant law that establishes such fundamental right. The bill provides that if any school board fails to comply with any such requirement, any parent of a student enrolled in the local school division or any individual member of the school board may bring a cause of action against the school board for appropriate relief in the circuit court that has jurisdiction in the local school division and any such parent or individual member who prevails in such a cause of action is entitled to an award of reasonable attorney fees and costs. The bill also requires each local school board to provide opportunities for parental involvement in several ways, including providing to parents of students enrolled in the local school division direct access to and an opportunity to review, upon request, the complete curricular content in the local school division and the option to opt out of policies, surveys, research studies, or programs of instruction that are inconsistent with the parent's beliefs, values, or goals and standards for his child.

6. **Budget Amendment Necessary:** No

7. **Fiscal Impact Estimates:** Preliminary, see Item 8.

8. **Fiscal Implications:** There is no anticipated state fiscal impact a result of the provisions of this bill. Any impact to local school divisions is indeterminate.

9. **Specific Agency or Political Subdivisions Affected:** Local school divisions

10. **Technical Amendment Necessary:** No

11. **Other Comments:** None