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FISCAL IMPACT REPORT

SPONSOR Nava **ORIGINAL DATE** 1/24/06 **LAST UPDATED** 2/9/06 **HB** _____

SHORT TITLE Study Public School Capital Outlay Changes **SB** SJM 4/SFL#1

ANALYST Kehoe

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Non-Rec	Fund Affected
FY06	FY07		
NFI	NFI	NFI	NFI

(Parenthesis () Indicate Expenditure Decreases)

SOURCES OF INFORMATION

LFC Files
Public Education Department (PED)

SUMMARY

Synopsis of SFLR Amendment 1

Senate Floor Amendment 1 requests the Department of Finance and Administration (DFA), in consultation with the Public Education Department (PED), to also consider all proposals before the 2006 Legislature in their study that would move all charter schools under a new division within PED and the affect it will have on charter school capital outlay, including the impact of direct legislative appropriations.

Synopsis of Original Bill

Senate Joint Memorial 4 requests the Department of Finance and Administration, in consultation with the Public Education Department, to study the funding of capital improvements for charter schools and other public schools and to make recommendations on reforming the public school capital outlay process.

SIGNIFICANT ISSUES

Senate Joint Memorial 4 requests the Department of Finance and Administration, in consultation with the Public Education Department, to study the problems of adequate capital outlay funding

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for charter schools. The departments are further requested to make recommendations on systemic reforms that will make the public school capital outlay process fair and equitable for charter schools and other public schools.

In response to the Zuni litigation, it should be noted that the Public School Capital Outlay Oversight Task Force (PSCOOTF) and the Public School Capital Outlay Council have worked diligently over the last several years to reform the public school capital outlay process in order to provide a more equitable allocation of funds to all public schools statewide, including charter schools situated in public-owned buildings. The task force is recommending legislation during the 2006 that may address funding issues relevant to charter schools.

However, the legislation was not available at the time of this writing to include the task force recommendations. According to PED, the executive is also recommending legislation during the 2006 Legislature that would place all charter schools under a single state authorizer, and the legislation may contain provisions for affording charter schools greater access to capital outlay funding. However, neither of the proposals for available for analysis at the time of this writing to determine if the recommendations were in conflict with the study proposed by Senate Joint Memorial 4..

LMK/mt