STATEMENT OF PURPOSE

RS22066

This legislation clarifies which version of Section 33-1003, Idaho Code is current law. After the repeal of SB 1108 (2011) through Proposition 1, the Attorney General's Office has written that the version established separately and more recently by HB 603 (2012) takes precedence over the 2010 version of the statute. The published version of Idaho Code, however, does not recognize the changes brought about by HB 603 in 2012, and show Section 33-1003 reverting to its 2010 version after the repeal of SB 1108. This legislation clarifies that it is the version passed in HB 603 by the 2012 Legislature that is the current version of Section 33-1003. HB 603 (2012) established a self-funded, 97% ADA funding protection for Idaho school districts, starting in FY13. This replaced the 97% state funded ADA funding protection that was put in place for one year only for FY12.

FISCAL NOTE

If this legislation is not passed, it will either cost the state General Fund an additional $5 million in ongoing funding, beginning in FY14, to distribute moneys to school districts for students who are no longer in attendance, or will require a $5 million reduction in state discretionary funds distributed to public schools, to cover the cost. If this legislation is passed, there is no additional cost to the state General Fund or reduction required in state discretionary funds for public schools, since this legislation clarifies the Legislature's existing approach to ADA funding protection in the FY13 budget.

Contact:
Jason Hancock , Deputy Chief of Staff, State Board of Education
(208) 332-6800