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Nashville - Memphis



Legislative Report
Tennessee Principals Association
April 2, 2010

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Tennessee Principals Association (TPA)

WEEKLY LEGISLATIVE REPORT

Friday, April 2, 2010

Below is a legislative update which includes legislation of interest to public education and TPA. If no companion bill is listed, one has not been filed. Hyperlinks to the full text of each bill were added for your convenience. To utilize this feature, hold down the "control" key while clicking on the link with your mouse. This update is current through April 2, 2010.

Highlights for the Week of March 29, 2010

Tennessee wins Race to the Top.

Tennessee is one of only two states to be awarded a federal Race to the Top grant during the first round of the competition. Not only did Tennessee stand out to the judges but it also received the entire \$500 million the state requested in its application. This is truly a milestone in education in this state and a testament to the reform efforts that were made during the Special Session earlier this year.

For more information on Race to the Top, visit the Department of Education website at the following address:

<http://www.tn.gov/education/>

Uniform school start dates receiving increasing attention

Legislation prohibiting school districts from starting school earlier than the fourth Monday in August may be gaining momentum as legislators try to find a way to push back the TCAP testing dates to later in the year. Because of federal rules and logistics, the state has been unable to set the TCAP testing window later than the current dates. Under federal guidelines, testing data must be provided to schools and parents two weeks prior to the start of school in order for parents to make an informed decision relative to school choice and No Child Left Behind. Because some schools start as early as mid-July, the state is currently unable to meet the turnaround time in terms of scoring and delivery of the results.

Elected superintendents

Legislation permitting the election of school superintendents is set for debate next week in the House Education K-12 Subcommittee. There is concern by those opposing the bill that the necessary votes for passage may exist in the subcommittee. We will keep you posted.

Voucher legislation set for committee

Legislation creating a pilot school voucher program whereby public funds could be used to pay for private school tuition, is set for debate in the Senate Education Committee next week. Initially, the bill would apply to the school district with the most schools failing Adequate Yearly Progress under state and federal accountability guidelines.

Be sure to review the calendars below for upcoming activity pertaining to public education. All contact information for committee members and other legislators may be found on the General Assembly website – www.capitol.tn.gov. You can also watch committee hearings and floor session live through video streaming.

Calendars of Interest

Week of April 5, 2010

Numbers in the left column indicate placement of bill on calendar.

Senate Education Committee -- Monday at 3:30 pm -- LP 12

Final Calendar. Please see your daily update and email for additional information. Please note that the Committee will meet on Wednesday to continue calendar. MEMBERS: Chair Gresham (R), Vice Chair Tate (D), Secretary Berke (D), Burks (D), Crowe (R), J. Haynes (D), Ketron (R), Tracy (R), Woodson (R).

1. SB [2767](#) **EDUCATION: Geographic information systems technology in curricula.** Directs the state board of education and the commissioner of labor and workforce development to study the issues relating to and the benefits associated with appropriately integrating geographic information systems technology in curricula for career and technical education. Requires a report on their findings to be given to the education committees of the house and senate by March 1, 2011. (HOUSE: HB 2641, Cooper B.; Set for House Education Committee 04/07/2010.) FISCAL NOTE: Dated: January 22, 2010 Increase state expenditures - not significant.
Ford O.
2. SB [2741](#) **EDUCATION: Parental Choice Scholarship Act.** Creates the parental choice scholarship to be awarded to eligible elementary or secondary students in order to allow the students to attend a participating school. Requires that this act be implemented first as a pilot program in the school district with the greatest number of schools failing to make adequate yearly progress. Specifies that one elementary school, one middle school, and one high school shall be chosen to participate in the program with the school chosen in each of the three categories being the school in that category that failed to make adequate yearly progress for the greatest number of years. Specifies that a student is eligible if he or she is a member of a household whose total annual income is less than 2.5 times the income standard used to qualify for reduced price lunch under federal law, was eligible to attend a public school in the preceding semester or is starting school in TN for the first time, and resides in TN while receiving the scholarship. Specifies that a participating school may be either a public school in the resident school district, a public charter school, or a nonpublic school that provides education to elementary or secondary students or both and has notified the department of education of its intention to enroll parental scholarship students. Sets different scholarship amounts depending on the income of the eligible student's household. (Please NOTE that this bill contains the same language as SB 7016, filed during special session, except for the following: includes public charter schools; changes the provisions for the pilot project; adds language specifying that if this bill/part will prevail if any of its language conflicts with the TN First to the Top Act of 2010, if it becomes law.) (HOUSE: HB 3688, DeBerry J.; Set for House Government Operations Committee 04/07/2010.) FISCAL NOTE: Dated: February 16, 2010 Increase state expenditures - not significant. Increase local expenditures - not significant. Other Fiscal Impact - Federal funds will not be utilized for this program. BEP funding will shift to the public or private schools where participating students transfer. This shift in funds is estimated to be approximately \$3,928,900.
Kelsey
3. SB [3311](#) **EDUCATION: Students allowed to take textbooks home.** Requires students to be permitted to take textbooks specifically issued to the student home in order to study. (HOUSE: HB 3711, Towns; Set for House consent calendar 04/05/2010.) FISCAL NOTE: Dated: February 4, 2010 Increase state expenditures - not significant. Increase local expenditures - not significant.
Kelsey

4. SB [3304](#)
Kelsey **EDUCATION: Credit for International Baccalaureate Diploma Programme.** Requires each public institution of higher education that offers freshman-level courses to adopt and implement a policy to grant at least 24 semester credit hours in appropriate subject areas to entering freshmen for successful completion of the International Baccalaureate Diploma Programme. Allows an institution to grant fewer than 24 semester credit hours if a student received a score of less than four on an examination administered as part of the diploma program. Establishes institutional policy for granting course credit. Creates within the state treasury an account to be administered by the department of education and to be known as TN International Baccalaureate Incentive account. AMENDMENT: House Higher Education Subcommittee amendment 1 changes "shall" to "may". (HOUSE: HB 2947, McManus; House Higher Education Subcommittee recommended 03/31/2010 with amendment 1, which changes "shall" to "may". Sent to House Education.) FISCAL NOTE: Dated: February 26, 2010 Increase state expenditures - \$813,700. Increase local expenditures - not significant.
5. SB [3309](#)
Kelsey **EDUCATION: Promotion of students.** Prohibits a student from being promoted to the next grade level unless the student has shown an understanding of the curriculum and the ability to perform the skills required for the current grade level as demonstrated by the student's grades or standardized testing scores. (HOUSE: HB 3710, Towns; House Education K-12 Subcommittee recommended 03/31/2010 with amendment 1. Sent to House Education.) FISCAL NOTE: Dated: March 4, 2010 Increase state expenditures - \$1,950,000/one-time. \$172,478,200/Recurring. Increase local expenditures - \$86,239,000/recurring.
6. SB [3312](#)
Kelsey **EDUCATION: Task force on truancy.** Requires any parent of a truant student to attend counseling, mentoring, or parenting classes. Requires truant students to receive counseling or mentoring. Creates task force on truancy and establishes guidelines, procedures and membership for such task force. (HOUSE: HB 2493, Hardaway; House Education K-12 Subcommittee referred to the Education Oversight Committee.) FISCAL NOTE: Dated: February 24, 2010 Increase state expenditures - \$1,100/each one day meeting. \$1,851,000/Recurring. Increase local expenditures - \$8,378,700/recurring*. Increase federal revenue - \$340,100/recurring.
7. SB [2185](#)
Ramsey R. **EDUCATION: Grant for completion of Tennessee scholars program.** Establishes an additional grant of \$500 to entering freshman receiving HOPE scholarship or access grant for completion of Tennessee scholars program. AMENDMENT: House Higher Education subcommittee amendment 1 sets the effective date as July 1, 2010. (HOUSE: HB 2130, Mumpower; Set for House Education Committee 04/07/2010.) FISCAL NOTE: Dated: March 20, 2009 Other Fiscal Impact - Increases the expenditure of lottery proceeds earmarked for scholarships and grants by \$825,000 per year.
8. SB [3485](#)
Ramsey R. **EDUCATION: Extracurricular athletic activities for home schoolers.** Permits a home schooled child, who would be eligible to enroll in a public school, to participate in the extracurricular athletic activity of the public school for which the child would otherwise be zoned. (HOUSE: HB 3745, Mumpower; Set for House Education K-12 Subcommittee 04/07/2010.) FISCAL NOTE: Dated: February 1, 2010 Increase state expenditures - not significant. Increase local expenditures - not significant.

9. SB [2939](#)
Norris **EDUCATION: Medicaid Administrative Claim program.** Requires the commissioner of education and the bureau of TennCare to develop a plan to identify services eligible for federal financial remuneration under the Medicaid Administrative Claim program. Mandates the reporting of such findings to certain committees quarterly until approval for securing the funds has been given. (HOUSE: HB 3519, DeBerry J.; Caption bill held on House clerk's desk.) FISCAL NOTE: Dated: February 18, 2010 Increase state expenditures - not significant. Other Fiscal Impact - This bill creates the potential for receiving additional federal Medicaid funds for services that are provided by governmental entities. The amount of any additional funds, if any, will depend on implementation of the plan and a determination by the federal Center for Medicare and Medicaid Services (CMS) as to any services that are eligible for reimbursement. This amount cannot reasonably be quantified.
10. SB [0319](#)
Johnson J. **EDUCATION: Boarding school students eligible to use lottery proceeds.** Extends eligibility of high school students utilizing state lottery proceeds to include any bona fide Tennessee residents attending out-of-state boarding schools rather than just those that are regionally accredited. AMENDMENT: House Education amendment 1 rewrites the bill, requires TSAC to develop scholarship and grant application forms, and exempts students not applying for ASPIRE awards or HOPE access grants from having to file FAFSA or provide financial information to TSAC. (HOUSE: HB 0379, Sargent; House Finance Budget Subcommittee 03/24/2010 set behind budget.) FISCAL NOTE: Dated: February 19, 2009 Other Fiscal Impact - Increases the expenditure of lottery proceeds earmarked for scholarships and grants by \$22,000 in FY09-10 and by \$24,000 in FY10-11.
11. SB [3693](#)
McNally **EDUCATION: Public finance - state school bond authority.** Names the state comptroller as the vice chair of the state school bond authority. Permits the authority to govern its own meetings and procedures. (HOUSE: HB 3589, Fitzhugh; Set for House Finance Budget Subcommittee 04/07/2010.) FISCAL NOTE: Dated: February 9, 2010 Minimal.
12. SB [2899](#)
McNally **EDUCATION: Definition of independent postsecondary institution.** Clarifies the definition of "eligible independent postsecondary institution" for use of state lottery proceeds to include membership in an accrediting agency that is recognized by the U.S. department of education and the Council on Higher Education Accreditation. (HOUSE: HB 3479, Matlock; Set for House Finance Budget Subcommittee 04/07/2010.) FISCAL NOTE: Dated: February 10, 2010 Other Fiscal Impact - Increases the expenditure of lottery proceeds earmarked for scholarships and grants by an amount exceeding \$100,000 per year.
13. SB [3680](#)
McNally **EDUCATION: Board of Regents: meeting requirements.** Requires the Board of Regents to meet at least annually, instead of the previous four times a year. Allows the board to call additional necessary meetings with five days notice to its board members. Allows the board to adjourn meetings to any date. (HOUSE: HB 3503, Fitzhugh; Set for House Education Committee 04/07/2010.) FISCAL NOTE: Dated: February 1, 2010 Decrease state expenditures - not significant.
14. SB [1262](#)
Bunch **EDUCATION: Home school students participating in public school sports.** Authorizes an individual home education student under certain circumstances to participate in any school-authorized or education-related athletic activity occurring during or outside the regular instructional school day at the public school to which the student would be assigned to attend. (HOUSE: HB 0797, Campfield; Taken off notice in House Education K-12 Subcommittee 03/31/2010.) FISCAL NOTE: Dated: March 19, 2009 Increase state expenditures - not significant. Increase local expenditures - not significant.

15. SB [1234](#)
Bunch **EDUCATION: Parents to request students attend family life courses.** Requires a written receipt from the student's parents or guardian who wishes the student to attend a family life course. Allows a student to be excused from a portion of family life instruction by submitting a request to the principal. (HOUSE: HB 0812, Campfield; Taken off notice in House Education K-12 Subcommittee 03/31/2010.) FISCAL NOTE: Dated: February 23, 2009 Increase Local Expenditures - Not Significant.
16. SB [1250](#)
Bunch **EDUCATION: Prohibits teaching of homosexuality in grades K-8.** Prohibits the teaching of or furnishing of materials on human sexuality other than heterosexuality in public school grades K-8. (HOUSE: HB 0821, Campfield; Set for House Education K-12 Subcommittee 04/07/2010.) FISCAL NOTE: Dated: February 23, 2009 Minimal.
17. SB [3630](#)
Burchett **EDUCATION: Report on system of competitive grants.** Includes the chairs of the education and finance, ways and means committees of both the house and senate as recipients of the annual report of competitive grants and technical assistance. Broadly captioned. (HOUSE: HB 3693, Brooks, Harry; Set for House Education Committee 04/07/2010.) FISCAL NOTE: Dated: February 4, 2010 Increase state expenditures - not significant.
18. SB [1974](#)
Burchett **EDUCATION: Teacher effect data for tenured teachers.** Requires annual estimates of teacher effects on student progress in grades three through eight to be public record and made available on the Internet on the report for the school where the teacher teaches if the teacher has received tenure. (HOUSE: HB 1739, Campfield; House Education K-12 Subcommittee deferred to 2010 after adopting an amendment.) FISCAL NOTE: Dated: March 26, 2009 Increase state expenditures - not significant Increase local expenditures - not significant.
19. SB [3088](#)
Burchett **EDUCATION: Changes to school start dates.** States that LEAs are required to start the school year no earlier than the fourth Monday in August, unless the LEAs board has decided to establish a year-round calendar. Makes certain changes to administration of TCAP for non-proficient students, and the reporting of such results. (HOUSE: HB 2996, DeBerry J.; Set for House Education K-12 Subcommittee 04/07/2010.) FISCAL NOTE: Dated: February 15, 2010 Increase state expenditures - \$8,500,000/one-time. \$37,260,000/Recurring. Increase local expenditures \$4,080,000/one-time. \$32,580,000/Recurring. Other Fiscal Impact - According to the Department of Education (DOE), federal Title I money may be jeopardized as a result of administering additional summer testing since the state will be unable to meet its reporting deadline. Such a loss is unable to be reasonably quantified; LEAs receive approximately \$250,000,000 in Title I money annually.
20. SB [3288](#)
Burchett **EDUCATION: Commissioner of education: findings reported to new parties.** Requires the commissioner of education to report findings and recommendations concerning the system of competitive grants and technical assistance to the chairs of the education and finance, ways and means committees of the house of representatives and the senate, in addition to the previously required parties. Broadly captioned. (HOUSE: HB 3134, Brooks, Harry; Caption bill held on House clerk's desk.) FISCAL NOTE: Dated: February 9, 2010 Increase state expenditures - not significant.

21. SB [1472](#)
Henry
EDUCATION: Foreign language proficiency test for high school students. Requires graduating high school students who have completed coursework in a foreign language to take a foreign language proficiency test. Requires the state board of education to establish a test for each foreign language that is taught in Tennessee public schools. Also requires the tests to be approved by the commissioner of education and to provide educators with diagnostic information to assist in developing curriculum for the purposes of increasing foreign language proficiency and improving preparation for postsecondary achievement. (HOUSE: HB 0209, Coley; Set for House Education Committee 04/07/2010.) FISCAL NOTE: Dated: February 12, 2009 Increase State Expenditures - \$3,000,000/One-Time \$2,000,000/Recurring. Increase Local Expenditures - \$200,000/One-Time \$100,000/Recurring.
22. SB [1743](#)
Marrero
EDUCATION: Comparative education programs for teachers. Urges institutions of higher education to offer programs in comparative education that study and examine teaching practices and learning outcomes in other countries. AMENDMENT: House Education amendment 1 urges state higher education institutions that offer teacher training programs to explore ways in which research methodologies related to comparative education concepts that study and examine other countries' teaching practices can be incorporated into the existing curriculum. (HOUSE: HB 0376, Coley; Referred to House Finance Budget Subcommittee.) FISCAL NOTE: Dated: March 10, 2009 Increase state expenditures - \$230,400.
23. SB [3427](#)
Finney L.
EDUCATION: TCAP test score as percentage of student's final grade. Requires that a student's TCAP test score comprise 20 percent of the student's final grade for the subject to which the test corresponds. (HOUSE: HB 3545, Maddox; Set for House Education K-12 Subcommittee 04/07/2010.) FISCAL NOTE: Dated: February 22, 2010 Increase state expenditures - \$50,000/one-time. \$450,000/Recurring. Increase local expenditures - \$39,510,000/one-time. \$6,585,000/Recurring*.
24. SB [3029](#)
Faulk
EDUCATION: Schools placed in achievement school district. Allows the commissioner to contract any individual or entity, in lieu of any governmental or nonprofit entity, to manage the day to day operations of schools in the achievement school district. (HOUSE: HB 3118, Dunn; Set for House Education K-12 Subcommittee 04/07/2010.) FISCAL NOTE: Dated: February 4, 2010 Minimal.
25. SB [3265](#)
Faulk
EDUCATION: Scheduling of athletics and commencement ceremonies. Directs TSSAA to develop a policy prohibiting athletic events from being scheduled contiguously with commencement ceremonies of any public state secondary school. (HOUSE: HB 3406, Faulkner; Set for House Education K-12 Subcommittee 04/07/2010.) FISCAL NOTE: Dated: February 3, 2010 Increase local expenditures - not significant.
26. SB [3015](#)
Stewart E.
EDUCATION: THEC to report on status of in-service training funds. Requires THEC to report to the chairs of the house and senate education committees and finance, ways, and means committees by February 15, 2011, on the status of in-service training funds at the University of Tennessee and the board of regents. (HOUSE: HB 3092, Fitzhugh; Caption bill held on House clerk's desk.) FISCAL NOTE: Dated: February 1, 2010 Increase state expenditures - not significant.
27. SB [3453](#)
Yager
EDUCATION: Lunch period for students and teachers. Requires LEAs to provide 30 minute lunch period for elementary and secondary students. Requires the duty-free lunch period for all teachers to be at least the length of the student's lunch period. (HOUSE: HB 3484, Ferguson; Set for House Education K-12 Subcommittee 04/07/2010.) FISCAL NOTE: Dated: February 18, 2010 Increase local expenditures - not significant.

28. SB [3449](#)
Yager **EDUCATION: Notification regarding consolidation of school systems.** Requires the department of education to notify the general assembly within 60 days of the consolidation of school systems. Permits notification to be made electronically. (HOUSE: HB 3149, Winningham; Set for House Education Committee 04/07/2010.) FISCAL NOTE: Dated: February 9, 2010 Minimal.
29. SB [3343](#)
Kyle **EDUCATION: Energy Efficient School funds transfer to lottery fund.** Deletes the energy efficient schools initiative and transfers remaining amounts in the energy efficient schools council fund to the lottery for education account. (HOUSE: HB 3962, Pitts; Set for House Education K-12 Subcommittee 04/07/2010.) FISCAL NOTE: Other Fiscal Impact - Transfers an unknown amount estimated to be between \$55,986,300 and \$91,400,000 from the Energy Efficient Schools Council Fund to the Lottery for Education Account. As a result, there will be a shift of use for these funds from purposes consistent with the Energy Efficient Schools Initiative to the purpose of providing scholarships and grants to qualified students.
30. SB [3356](#)
Kyle **EDUCATION: Supplemental bridge grant program for 2010-2011.** Gives a supplemental bridge grant to students attending an eligible post secondary institution and receiving HOPE scholarship, HOPE scholarship for nontraditional students or HOPE access grant for the 2010-2011 academic year. Requires TSAC to administer the program. Funds bridge grants using unobligated and unexpended funds from the energy efficient schools initiative. (HOUSE: HB 3961, Pitts; Referred to House Higher Education Subcommittee.) FISCAL NOTE: Other Fiscal Impact - A shift of use for an unknown amount of funds estimated to be between \$55,986,300 and \$91,400,000 from purposes consistent with the Energy Efficient Schools Initiative to the specified purpose of providing one-time supplemental bridge grants during FY10-11.
31. SB [3835](#)
Kyle **MEDIA & PUBLISHING: Confidential records laws applicable to MTSU and UT.** Declares that present laws concerning confidential records that apply to Middle Tennessee State University also apply to the University of Tennessee. (Part of Administration Package) (HOUSE: HB 3803, Gilmore; Referred to House Judiciary Civil Practice Subcommittee.) FISCAL NOTE: Dated: February 17, 2010 Minimal.
32. SB [3875](#)
Kyle **EDUCATION: LEA textbook requirements - broad caption.** Changes the date by which the director of schools and the chair of the board of each LEA must certify to the commissioner that all children enrolled in that LEA have been furnished all required textbooks. Requires the "parent" instead of the "mother" of a child enrolled within a model teen learning center to participate in the center's program of child care and instruction. Broadly captioned. (HOUSE: HB 3794, Turner M.; Set for House Education K-12 Subcommittee 04/07/2010.) FISCAL NOTE: Dated: February 19, 2010 Increase state expenditures - not significant. Increase local expenditures - not significant.
33. SB [1649](#)
Berke **EDUCATION: Report on effectiveness of pilot after school programs.** Requires TN department of education and THECC to report on the effectiveness of pilot after school programs and whether such programs should be expanded to serve additional at-risk students. Broadly captioned. (HOUSE: HB 1860, Brown; Set for House Finance Budget Subcommittee 04/07/2010.) FISCAL NOTE: Dated: March 12, 2009 Other Fiscal Impact - Increases the expenditure of unclaimed lottery prize money earmarked for after-school program grants by \$50,000 per year. Otherwise, additional appropriations of state funds would need to be made.

34. SB [0981](#)
Berke **EDUCATION: Pilot after school programs funded by lottery.** Requires the commissioner to evaluate the effectiveness of the pilot after school programs in increasing ACT and SAT scores, eligibility for lottery scholarships and enrollment in postsecondary institutions as compared to such student's peers who did not participate in the pilot after school programs. Broadly captioned. AMENDMENT: House Higher Education Subcommittee amendment 1 urges, rather than requires, the commissioner to evaluate the programs' effectiveness. (HOUSE: HB 1869, Brown; House Higher Education Subcommittee recommended 03/31/2010 with amendment 1 which urges, rather than requires, the commissioner to evaluate the programs' effectiveness. Sent to House Education.) FISCAL NOTE: Dated: March 6, 2009 Other Fiscal Impact - Increases the expenditure of unclaimed lottery prize money earmarked for after-school program grants by \$50,000 per year for three years Otherwise, additional appropriations of state funds would need to be made.
35. SB [3125](#)
Burks **PUBLIC EMPLOYEES: Group medical health insurance - LEA support staff.** Authorizes group medical health insurance for support staff employees of LEAs, beginning January 1, 2011. AMENDMENT: Pensions and Insurance amendment 1, as amended, establishes the amount set pursuant to the authority granted in this item shall be no greater than 10 percent for calendar year 2011, no greater than 15 percent for calendar year 2012, no greater than 20 percent for calendar year 2013 and no great than 25 percent for 2014. The verbal amendment to amendment 1 increase each respective date by one year. (HOUSE: HB 3193, Shaw; Set for House Finance Budget Subcommittee 04/07/2010.) FISCAL NOTE: Dated: March 4, 2010 Increase local expenditures - exceeds \$911,200/FY11-12 and subsequent years*. Joint Committee on Pensions and Insurance: Senate Bill 3125 / House Bill 3193 authorizes the General Assembly to establish a minimum level of contribution by Local Education Agencies for the health insurance coverage for support staff. The level would be set annually in the General Appropriation Act. This bill continues the current authorization to set a minimum contribution level for teachers. The required contribution levels for teachers and support staff may be different. This bill, as introduced, would become effective upon becoming law; funding requirement for support staff may not take effect prior to January 1, 2011. The Council adopted an amendment to the legislation which would prohibit the adoption of a minimum contribution level for support staff until January 2012 and provides for a phase in of the contribution requirement over a five year period ending in 2016. Enactment of Senate Bill 3125 / House Bill 3193 would result in no fiscal impact on the State.
36. SB [3275](#)
Burks **EDUCATION: Report on school disciplinary actions.** Requires the commissioner of education to provide a report on disciplinary actions in Tennessee schools to the select oversight committee on education, the education committees of the senate and the house, and the select committee on children and youth. (HOUSE: HB 3414, Brown; Caption bill held on House clerk's desk.) FISCAL NOTE: Dated: February 3, 2010 Increase state expenditures - not significant.
37. SB [0908](#)
Burks **EDUCATION: Establishes elected office of school superintendent.** Provides for re-establishment of elected office of school superintendent for counties or cities upon two-thirds vote of the local governing body. Any such ordinance or resolution once approved is not operative until approved in an election. Establishes minimum professional qualifications of candidates. (HOUSE: HB 0952, Winningham; House Education K-12 Subcommittee deferred to 2010.) FISCAL NOTE: Dated: February 20, 2009 Increase Local Expenditures - Exceeds \$100,000/Permissive.

38. SB [2198](#)
Burks **EDUCATION: Education of juveniles in detention.** Requires the commissioner of education to include in the commissioner's annual report information on the education of juveniles in detention, including an estimate of the number of juveniles served yearly in detention facilities. Broadly captioned. (HOUSE: HB 2341, Jones S.; Set for House Education Committee 04/07/2010.) FISCAL NOTE: Dated: March 16, 2009 Increase state expenditures - not significant.
39. SB [3505](#)
Burks **EDUCATION: Contracts of director of schools.** Limits renewal period for contract of director of schools to one year in length. (HOUSE: HB 3617, Winningham; Referred to House Education K-12 Subcommittee.) FISCAL NOTE: Dated: February 9, 2010 Increase local expenditures - not significant.
40. SB [3507](#)
Burks **EDUCATION: Contracts with director of schools.** Allows the employment of a director of schools with a written contract that shall not extend longer than 12 months after the next regularly scheduled board of education election and then may be renewed. (HOUSE: HB 3616, Winningham; Referred to House Education K-12 Subcommittee.) FISCAL NOTE: Dated: February 9, 2010 Increase local expenditures - not significant.
41. SB [3321](#)
Berke **EDUCATION: Commissioner to encourage LEAP programs.** Requires the commissioner of education to encourage lottery-funded after-school programs to provide extended learning to reflect the school curriculum. (HOUSE: HB 3416, Brown; Set for House Calendar & Rules Committee 04/06/2010.) FISCAL NOTE: Dated: February 4, 2010 Increase state expenditures - not significant.
42. SB [2990](#)
Berke **EDUCATION: Individualizes disciplinary plan for students.** Requires each student to receive an individualized education disciplinary and accountability program developed by a teacher of the student, a guidance counselor, and a parent or guardian of the student. (HOUSE: HB 2967, Hackworth; Taken off notice in House Education K-12 Subcommittee 03/31/2010.) FISCAL NOTE: Dated: February 17, 2010 Increase local expenditures - \$42,000,000*.
43. SB [3257](#)
Tate **EDUCATION: Charter school task force findings report deadline.** Defers the date by which the comptroller shall report the charter school task force's findings and recommendations to the general assembly to February 2, 2011 from the original date of February 2, 2010. (HOUSE: HB 3875, Jones U.; Set for House Education Committee 04/07/2010.) FISCAL NOTE: Dated: February 3, 2010 Increase state expenditures - not significant.
44. SB [3258](#)
Tate **EDUCATION: Convert certain public schools into charter schools.** Authorizes an LEA to convert certain public schools into public charter schools. Permits the local board of education to serve as the governing body of such a charter school. (HOUSE: HB 3873, Jones U.; House Education K-12 Subcommittee referred to the Education Oversight Committee.) FISCAL NOTE: Dated: March 2, 2010 Increase state expenditures - not significant. Other Fiscal Impact - There will be a shift in state and local BEP funding from the LEA to the charter school once the conversion is complete. Any conversion under the provisions of the bill is permissive. Any shift in funding is permissive. Such a shift is estimated to be approximately \$5,700 per ADM split 70/30 between the state and the LEA respectively.

45. SB [3259](#)
Tate **EDUCATION: Group insurance plans for charter school teachers.** Enables certain employees at charter schools to participate in a government group insurance plan or an LEA self-funded group insurance plan instead of having the government group insurance plan as the only option. Specifies that if a charter school chooses to participate in a LEA self-funded group insurance plan the charter school shall fully fund its employees other post employee benefits (OPEB) on an annual basis. (HOUSE: HB 3872, Jones U.; House Education K-12 Subcommittee referred to the Education Oversight Committee.) FISCAL NOTE: Dated: March 9, 2010 On March 1, 2010, we issued a fiscal note for this bill indicating a fiscal impact of Decrease State Expenditures - Not Significant and Decrease Local Expenditures - Not Significant. On March 9, 2010, we received additional information from the Comptroller and the Department of Finance and Administration on the fiscal impact of requiring charter schools to fund OPEB for their teachers. The fiscal impact was in error and has been changed. Decrease state expenditures - not significant. Decrease local expenditures - exceeds \$1,000,000. Council on Pensions and Insurance: This legislation modifies the current statutory requirement that teachers employed by a charter school participate in the same health insurance plan as other teachers employed by a Local Education Agency. If SB 3259 became law, teachers in a charter school could participate in the State Plan (which provides coverage for state employees and employees of the State's public higher education institutions) or a plan provide by the charter school organization. If the charter school elects to participate in the State Plan then it must fully fund the post retirement health insurance cost on an annual basis. Effective July 2010. Has no direct financial impact on the State because it does not change the insurance contribution level in the BEP (45% for teachers, set in the General Appropriations Act each year). Additionally, this legislation would limit the ability of charter schools to obtain health insurance for their employees. The Council on Pensions and Insurance recommended against passage of Senate Bill 3259/House Bill 3872.
46. SB [3260](#)
Tate **EDUCATION: Allocation of funds to charter school.** Clarifies that for purposes of a local board of education's allocation to a charter school, local education funds shall not include LEA investment, interest, or rental earnings. (HOUSE: HB 3871, Jones U.; House Education K-12 Subcommittee referred to the Education Oversight Committee.) FISCAL NOTE: Dated: February 15, 2010 Other Fiscal Impact - Any funding from LEA investments, interest earnings, or rental income formerly going to charter schools will be reallocated. Funding sources other than investment, interest, or rental income will be reallocated to cover this shift. The total amount that will be reallocated from earnings on LEA investments, interest, or rental income is unknown but is estimated to exceed \$63,000 in FY10-11 and subsequent years.
47. SB [3393](#)
Tate **EDUCATION: Grievance procedures for higher education employees.** Allows support staff members at higher education facilities to have their grievance hearings involving disciplinary action to be heard by an administrative judge and for the burden of proof to be held against the agency taking the disciplinary action. (HOUSE: HB 3188, Turner M.; Taken off notice in House Higher Education Subcommittee 03/03/2010.) FISCAL NOTE: Dated: February 10, 2010 Increase state expenditures - \$18,000.

48. SB [3253](#)
Tate **EDUCATION: Free or reduced-lunch students and charter schools.** Permits students eligible for free or reduced-price lunch to attend charter schools. (HOUSE: HB 3869, Jones U.; House Education K-12 Subcommittee referred to the Education Oversight Committee.) FISCAL NOTE: Dated: March 2, 2010 Increase local expenditures - \$1,007,400/over-time. Other Fiscal Impact - Regular public school students eligible for free and reduced price lunch may transfer into charter schools. BEP money follows the student. The total shift in BEP funds from a local education agency (LEA) to a public charter school as a result of this new category is dependent upon the number of new students otherwise ineligible to attend a public charter school that transfer, the number of open enrollment slots, charter school expansions, and the number of charter schools that are currently operating at full student and grade- level capacity. It is estimated that at least 100 students from this new category will shift into open slots in future years. This shift in funding is estimated to be \$1,007,400 over time as more slots become available.
49. SB [3254](#)
Tate **EDUCATION: Charter school governing board members training sessions.** Requires all charter school governing board members to attend an annual training session or face potential removal from such board. AMENDMENT: House Education K-12 Subcommittee requires a report on training the charter school board members receive. (HOUSE: HB 3868, Jones U.; Set for House Education Committee 04/07/2010.) FISCAL NOTE: Dated: February 10, 2010 Increase state expenditures - not significant.
50. SB [3255](#)
Tate **EDUCATION: LEA policy pamphlets updates.** Requires that LEAs shall update their policy pamphlets every two years, rather than annually. (HOUSE: HB 3867, Jones U.; Set for House Education Committee 04/07/2010.) FISCAL NOTE: Dated: February 10, 2010 Decrease local expenditures - not significant.
51. SB [3432](#)
Tracy **EDUCATION: Civic classes to be taught in high school.** Requires the course of instruction in all public schools on the high school level to contain courses and content to educate children in the United States government. (HOUSE: HB 3762, West; House Education 03/17/2010 recommended. Sent to Calendar & Rules.) FISCAL NOTE: Dated: February 3, 2010 Increase state expenditures - not significant.
52. SB [3066](#)
Woodson **EDUCATION: Board member vacancies: replacements by boards of education.** Requires local board of education members' vacancies to be replaced by the local board of education, instead of the local legislative body. Requires vacancies to be replaced within 30 days. (HOUSE: HB 2759, Brooks, Harry; Set for House Education Committee 04/07/2010.) FISCAL NOTE: Dated: January 28, 2010 Increase local expenditures - not significant.
53. SB [3128](#)
Woodson **EDUCATION: Semester hour requirement for full-time attendance.** Changes the definition of "full-time student" to mean 14 semester hours during each semester in a postsecondary educational institution, instead of the previous 12 semester hours. (HOUSE: HB 3241, McCord; House Higher Education Subcommittee referred to study committee dealing with lottery issues and/or the Oversight Committee on Education.) FISCAL NOTE: Dated: March 3, 2010 Increase state expenditures - net impact - \$29,700/one-time/FY11-12. \$70,600/Recurring/FY11-12 and subsequent years. Decrease state expenditures - \$12,300/one-time/FY12-13. Other Fiscal Impact - In FY11-12, expenditures from the Lottery for Education Account will decrease by approximately \$87,000. In FY12-13, these expenditures will decrease by approximately \$46,900. In the fifth year of implementation, these expenditures will decrease by approximately \$880,000.
54. SB [2482](#)
Gresham **EDUCATION: Annual report on pre-K program to be posted on Internet.** Requires the office of early learning in the department of education to post its annual report on the voluntary pre-K program on its Web site. (HOUSE: HB 3737, Coley; House passed 03/22/2010.) FISCAL NOTE: Increase State Expenditures - Not Significant.

55. SB [1142](#)
Gresham **EDUCATION: Beneficiaries under TN Baccalaureate Education System Trust.** Specifies that the restrictions imposed on the substitution of another individual for the original beneficiary under the Tennessee Baccalaureate Education System Trust Act may be no less stringent than that required under the Internal Revenue Code. (HOUSE: HB 1516, Brooks, Harry; Referred to House Higher Education Subcommittee.) FISCAL NOTE: Dated: February 25, 2009 Minimal.
56. SJR [0798](#)
Gresham **EDUCATION: Support for world-class public education system in TN.** Expresses support of a world-class public education system for Tennessee and expectations that teachers, parents, and students must all pursue excellence to achieve that goal. FISCAL NOTE: Dated: February 18, 2010 Increase state expenditures - not significant.

House Floor -- Monday at 4:00 pm -- House Chamber

THIS IS NOT THE OFFICIAL CALENDAR. The following reflects action taken in House Calendar & Rules and previous floor action.

10. HB [3161](#)
Curtiss **EDUCATION: Offenses by student receiving special education.** Allows, instead of requires, a School Resource Officer (SRO) to take a special education student into custody after the SRO witnesses an offense, regardless of the SRO's compensation. (SENATE: SB 3583, Ketron; Senate passed 03/01/2010.) FISCAL NOTE: Minimal.
15. HB [3105](#)
Harwell **EDUCATION: Classroom assignment of multiple birth siblings.** Requires the local boards of education to give preference to parent's request for classroom placement in regard to multiple birth siblings. AMENDMENT: Senate amendment 1, House Education amendment 1 rewrites the bill and requires that multiple birth siblings cannot be separated into different classrooms solely because the children are multiple birth siblings. (SENATE: SB 2480, Gresham; Senate 03/08/2010 passed with previously adopted amendment 1.) FISCAL NOTE: Increase Local Expenditures - Not Significant.

Senate Floor -- Monday at 5:00 pm -- Senate Chamber

77th Legislative Day.

5. SB [2621](#)
Tracy **EDUCATION: Extracurricular students: random drug testing.** Establishes that students participating in extracurricular activities may randomly be tested for illegal drugs without individualized reasonable suspicion as long as previous legal requirements are followed. Requires LEAs testing students for drugs to create policies and procedures for assisting and counseling students testing positive for illegal drug use. AMENDMENT: House Education amendment 1 specifies that the student testing positive must receive an assessment to determine the severity of the problem, instead of merely counseling. Requires LEAs to provide notice of random testing to all parents or guardians of students involved in extracurricular activities, provide parents or guardians notice of when a student is selected, and receive a parent's or guardian's written consent to randomly test a student. Senate Education amendment 1 allows LEAs to conduct random testing on students involved in extracurricular activities. Requires LEAs to provide testing materials. Requires notice to be given to parents of extracurricular activities at the beginning of the school year. Requires written permission from the parents of the students before the testing is done. (HOUSE: HB 3200, Winningham; House Education 03/31/2010 recommended with amendment. Sent to House Finance, Ways & Means.) FISCAL NOTE: Dated: February 9, 2010 Increase local expenditures - \$355,200/permissive.

Senate Consent 2 -- Monday at 5:00 pm -- Senate Chamber

12. SB [3067](#) **EDUCATION: Notification regarding dismissal of a teacher.** Changes the date by which Woodson teachers must be notified in writing of their dismissal or failure of reelection for the next school year from April 15 to May 15. (HOUSE: HB 2772, Montgomery; House passed 03/22/2010.) FISCAL NOTE: Dated: January 29, 2010 Minimal.

House Finance, Ways & Means Committee -- Tuesday at 2:00 pm -- LP 16

MEMBERS: Chair Fitzhugh (D), Vice Chair Sargent (R), Secretary Shaw (D), Armstrong (D), Bone (D), H. Brooks (R), K. Brooks (R), Brown (D), Casada (R), Coleman (D), L. DeBerry (D), Dunn (R), Eldridge (R), Harrison (R), C. Johnson (R), Maddox (D), Maggart (R), McDaniel (R), McManus (R), L. Miller (D), Montgomery (R), Mumpower (R), Naifeh (D), Odom (D), Roach (R), Rowland (R), Sontany (D), Tindell (D), M. Turner (D), Winningham (D).

19. HB [3250](#) **EDUCATION: Automated external defibrillators in schools.** Requires each LEA to place automated external defibrillator devices in each school. AMENDMENT: House Ramsey B. Education amendment 1 rewrites the bill. Requires each school to place its first AED in the school's gymnasium or an accessible location that is used for physical education or activity, and requires each school to place its AEDs acquired later in areas that are accessible during emergencies. Senate amendment 1 deletes all language after the enacting clause. Requires schools to place the first AED purchased in a gymnasium or other accessible area used for physical education or activity. Senate amendment 2 names the bill the Tanner Lee Jameson bill. (SENATE: SB 2505, Overbey; Senate 03/31/2010 passed with amendments 1 and 2.) FISCAL NOTE: Dated: February 3, 2010 Increase local expenditures* - exceeds \$393,300/one-time. Exceeds \$20,000/every two years.

House Education K-12 Subcommittee -- Wednesday at 10:00 am -- LP 16

MEMBERS: Chair Winningham (D), Vice Chair Lollar (R), Barker (D), Brown (D), Dunn (R), Harwell (R), Hawk (R), Hensley (R), U. Jones (D), Maddox (D), J. Turner (D), Weaver (R).

1. HB [3745](#) **EDUCATION: Extracurricular athletic activities for home schoolers.** Permits a home schooled child, who would be eligible to enroll in a public school, to participate in the extracurricular athletic activity of the public school for which the child would otherwise be zoned. (SENATE: SB 3485, Ramsey R.; Set for Senate Education Committee 04/05/2010.) FISCAL NOTE: Dated: February 1, 2010 Increase state expenditures - not significant. Increase local expenditures - not significant.
2. HB [2996](#) **EDUCATION: Changes to school start dates.** States that LEAs are required to start the school year no earlier than the fourth Monday in August, unless the LEAs board has decided to establish a year-round calendar. Makes certain changes to administration of TCAP for non-proficient students, and the reporting of such results. (SENATE: SB 3088, Burchett; Set for Senate Education Committee 04/05/2010.) FISCAL NOTE: Dated: February 15, 2010 Increase state expenditures - \$8,500,000/one-time. \$37,260,000/Recurring. Increase local expenditures \$4,080,000/one-time. \$32,580,000/Recurring. Other Fiscal Impact - According to the Department of Education (DOE), federal Title I money may be jeopardized as a result of administering additional summer testing since the state will be unable to meet its reporting deadline. Such a loss is unable to be reasonably quantified; LEAs receive approximately \$250,000,000 in Title I money annually.

3. HB [3545](#)
Maddox **EDUCATION: TCAP test score as percentage of student's final grade.** Requires that a student's TCAP test score comprise 20 percent of the student's final grade for the subject to which the test corresponds. (SENATE: SB 3427, Finney L.; Set for Senate Education Committee 04/05/2010.) FISCAL NOTE: Dated: February 22, 2010 Increase state expenditures - \$50,000/one-time. \$450,000/Recurring. Increase local expenditures - \$39,510,000/one-time. \$6,585,000/Recurring*.
4. HB [0015](#)
Ferguson **EDUCATION: Election of director of schools.** Permits the popular election of director of schools and outlines qualifications. (SENATE: SB 0013, Yager; Taken off notice in Senate Education 02/12/2009.) FISCAL NOTE: Dated: January 8, 2009 Increase local expenditures - exceeds \$100,000/permissive.
5. HB [0821](#)
Campfield **EDUCATION: Prohibits teaching of homosexuality in grades K-8.** Prohibits the teaching of or furnishing of materials on human sexuality other than heterosexuality in public school grades K-8. (SENATE: SB 1250, Bunch; Set for Senate Education Committee 04/05/2010.) FISCAL NOTE: Dated: February 23, 2009 Minimal.
6. HB [3406](#)
Faulkner **EDUCATION: Scheduling of athletics and commencement ceremonies.** Directs TSSAA to develop a policy prohibiting athletic events from being scheduled contiguously with commencement ceremonies of any public state secondary school. (SENATE: SB 3265, Faulk; Set for Senate Education Committee 04/05/2010.) FISCAL NOTE: Dated: February 3, 2010 Increase local expenditures - not significant.
7. HB [3484](#)
Ferguson **EDUCATION: Lunch period for students and teachers.** Requires LEAs to provide 30 minute lunch period for elementary and secondary students. Requires the duty-free lunch period for all teachers to be at least the length of the student's lunch period. (SENATE: SB 3453, Yager; Set for Senate Education Committee 04/05/2010.) FISCAL NOTE: Dated: February 18, 2010 Increase local expenditures - not significant.
8. HB [3794](#)
Turner M. **EDUCATION: LEA textbook requirements - broad caption.** Changes the date by which the director of schools and the chair of the board of each LEA must certify to the commissioner that all children enrolled in that LEA have been furnished all required textbooks. Requires the "parent" instead of the "mother" of a child enrolled within a model teen learning center to participate in the center's program of child care and instruction. Broadly captioned. (SENATE: SB 3875, Kyle; Set for Senate Education Committee 04/05/2010.) FISCAL NOTE: Dated: February 19, 2010 Increase state expenditures - not significant. Increase local expenditures - not significant.
9. HB [3962](#)
Pitts **EDUCATION: Energy Efficient School funds transfer to lottery fund.** Deletes the energy efficient schools initiative and transfers remaining amounts in the energy efficient schools council fund to the lottery for education account. (SENATE: SB 3343, Kyle; Set for Senate Education Committee 04/05/2010.) FISCAL NOTE: Other Fiscal Impact - Transfers an unknown amount estimated to be between \$55,986,300 and \$91,400,000 from the Energy Efficient Schools Council Fund to the Lottery for Education Account. As a result, there will be a shift of use for these funds from purposes consistent with the Energy Efficient Schools Initiative to the purpose of providing scholarships and grants to qualified students.
10. HB [3118](#)
Dunn **EDUCATION: Schools placed in achievement school district.** Allows the commissioner to contract any individual or entity, in lieu of any governmental or nonprofit entity, to manage the day to day operations of schools in the achievement school district. (SENATE: SB 3029, Faulk; Set for Senate Education Committee 04/05/2010.) FISCAL NOTE: Dated: February 4, 2010 Minimal.

House Government Operations Committee -- Wednesday at 10:00 am -- LP 30

The Committee will also meet 15 minutes after House Floor session to complete the calendar. MEMBERS: Chair Lynn (R), Vice Chair Kernell (D), Secretary J. Cobb (R), Bell (R), Camper (D), Campfield (R), Casada (R), Cooper (D), L. DeBerry (D), Hardaway (D), Mumpower (R), Odom (D), M. Turner (D).

7. HB [3688](#) **EDUCATION: Parental Choice Scholarship Act.** Creates the parental choice scholarship to be awarded to eligible elementary or secondary students in order to allow the students to attend a participating school. Requires that this act be implemented first as a pilot program in the school district with the greatest number of schools failing to make adequate yearly progress. Specifies that one elementary school, one middle school, and one high school shall be chosen to participate in the program with the school chosen in each of the three categories being the school in that category that failed to make adequate yearly progress for the greatest number of years. Specifies that a student is eligible if he or she is a member of a household whose total annual income is less than 2.5 times the income standard used to qualify for reduced price lunch under federal law, was eligible to attend a public school in the preceding semester or is starting school in TN for the first time, and resides in TN while receiving the scholarship. Specifies that a participating school may be either a public school in the resident school district, a public charter school, or a nonpublic school that provides education to elementary or secondary students or both and has notified the department of education of its intention to enroll parental scholarship students. Sets different scholarship amounts depending on the income of the eligible student's household. (Please NOTE that this bill contains the same language as SB 7016, filed during special session, except for the following: includes public charter schools; changes the provisions for the pilot project; adds language specifying that if this bill/part will prevail if any of its language conflicts with the TN First to the Top Act of 2010, if it becomes law.) (SENATE: SB 2741, Kelsey; Set for Senate Education Committee 04/05/2010.) FISCAL NOTE: Dated: February 16, 2010 Increase state expenditures - not significant. Increase local expenditures - not significant. Other Fiscal Impact - Federal funds will not be utilized for this program. BEP funding will shift to the public or private schools where participating students transfer. This shift in funds is estimated to be approximately \$3,928,900.

House Education Committee -- Wednesday at 11:00 am -- LP 16

MEMBERS: Chair H. Brooks (R), Vice Chair Winningham (D), Secretary Coley (R), Barker (D), K. Brooks (R), Brown (D), Cooper (D), J. DeBerry (D), Dunn (R), Harwell (R), Hawk (R), Haynes (R), Hensley (R), Hill (R), U. Jones (D), Lollar (R), Maddox (D), Pitts (D), Towns (D), J. Turner (D), Weaver (R), Windle (D).

1. HB [2341](#) **EDUCATION: Education of juveniles in detention.** Requires the commissioner of education to include in the commissioner's annual report information on the education of juveniles in detention, including an estimate of the number of juveniles served yearly in detention facilities. Broadly captioned. (SENATE: SB 2198, Burks; Set for Senate Education Committee 04/05/2010.) FISCAL NOTE: Dated: March 16, 2009 Increase state expenditures - not significant.
2. HB [1371](#) **EDUCATION: Guidelines for inclusion of foreign language in K-6.** Requires the state board of education to develop guidelines and criteria for the inclusion of foreign language instruction in grades kindergarten through six. AMENDMENT: Senate Education amendment 1 changes the effective date to July 1, 2010. (SENATE: SB 1075, Jackson; Set for Senate Floor 04/05/2010.) FISCAL NOTE: Dated: March 6, 2009 Increase state expenditures - not significant.

3. HB [2641](#) **EDUCATION: Geographic information systems technology in curricula.** Directs the state board of education and the commissioner of labor and workforce development to study the issues relating to and the benefits associated with appropriately integrating geographic information systems technology in curricula for career and technical education. Requires a report on their findings to given to the education committees of the house and senate by March 1, 2011. (SENATE: SB 2767, Ford O.; Set for Senate Education Committee 04/05/2010.) FISCAL NOTE: Dated: January 22, 2010 Increase state expenditures - not significant.
Cooper B.
4. HB [2130](#) **EDUCATION: Grant for completion of Tennessee scholars program.** Establishes an additional grant of \$500 to entering freshman receiving HOPE scholarship or access grant for completion of Tennessee scholars program. AMENDMENT: House Higher Education subcommittee amendment 1 sets the effective date as July 1, 2010. (SENATE: SB 2185, Ramsey R.; Set for Senate Education Committee 04/05/2010.) FISCAL NOTE: Dated: March 20, 2009 Other Fiscal Impact - Increases the expenditure of lottery proceeds earmarked for scholarships and grants by \$825,000 per year.
Mumpower
5. HB [3499](#) **EDUCATION: Staff at certain schools to be certified in CPR.** Requires all staff members at the TN school for the blind, the TN school for the deaf, and the West TN school for the deaf to obtain and maintain certification in CPR. AMENDMENT: Senate Education amendment 1 requires that at least one person from each specified school get trained as a CPR trainer, and that trainer must train the rest of each school's faculty. (SENATE: SB 2789, Black; Senate Education 02/10/2010 recommended with amendment. Sent to Senate Finance.) FISCAL NOTE: Dated: February 8, 2010 Increase state expenditures - \$35,000
Hensley
6. HB [3503](#) **EDUCATION: Board of Regents: meeting requirements.** Requires the Board of Regents to meet at least annually, instead of the previous four times a year. Allows the board to call additional necessary meetings with five days notice to its board members. Allows the board to adjourn meetings to any date. (SENATE: SB 3680, McNally; Set for Senate Education Committee 04/05/2010.) FISCAL NOTE: Dated: February 1, 2010 Decrease state expenditures - not significant.
Fitzhugh
7. HB [1870](#) **EDUCATION: Annual report on lottery for after school programs.** Adds chairs of the house and senate education committees as recipients of the annual report the commissioner of education is required to file on the lottery for education after school program's system of competitive grants and technical assistance. Broadly captioned. (SENATE: SB 0980, Berke; Set for Senate Consent 2 04/05/2010.) FISCAL NOTE: Dated: February 16, 2009 Increase State Expenditures - Not Significant.
Brown
8. HB [2072](#) **EDUCATION: Occupational diploma for students with disabilities.** Requires the state board of education to create an occupational diploma for students with disabilities. (SENATE: SB 2126, Tate; Taken off notice in Senate Education 04/28/2009.) FISCAL NOTE: Dated: March 4, 2009 Increase state expenditures - \$6,000/one-time.
DeBerry J.
9. HB [0377](#) **EDUCATION: Assessment of children's differing abilities.** Urges the state board of education to broaden its understanding of children's differing abilities, including areas other than logical mathematical and linguistic intelligence. (SENATE: SB 1746, Marrero; Referred to Senate Education.) FISCAL NOTE: Dated: March 16, 2009 Increase state expenditures - \$40,737,000/recurring \$391,000/One-time fy09-10 Increase local expenditures - exceeds \$500,000.
Coley

10. HB [0209](#)
Coley **EDUCATION: Foreign language proficiency test for high school students.** Requires graduating high school students who have completed coursework in a foreign language to take a foreign language proficiency test. Requires the state board of education to establish a test for each foreign language that is taught in Tennessee public schools. Also requires the tests to be approved by the commissioner of education and to provide educators with diagnostic information to assist in developing curriculum for the purposes of increasing foreign language proficiency and improving preparation for postsecondary achievement. (SENATE: SB 1472, Henry; Set for Senate Education Committee 04/05/2010.) FISCAL NOTE: Dated: February 12, 2009 Increase State Expenditures - \$3,000,000/One-Time \$2,000,000/Recurring. Increase Local Expenditures - \$200,000/One-Time \$100,000/Recurring.
11. HB [3875](#)
Jones U. **EDUCATION: Charter school task force findings report deadline.** Defers the date by which the comptroller shall report the charter school task force's findings and recommendations to the general assembly to February 2, 2011 from the original date of February 2, 2010. (SENATE: SB 3257, Tate; Set for Senate Education Committee 04/05/2010.) FISCAL NOTE: Dated: February 3, 2010 Increase state expenditures - not significant.
12. HB [3868](#)
Jones U. **EDUCATION: Charter school governing board members training sessions.** Requires all charter school governing board members to attend an annual training session or face potential removal from such board. AMENDMENT: House Education K-12 Subcommittee requires a report on training the charter school board members receive. (SENATE: SB 3254, Tate; Set for Senate Education Committee 04/05/2010.) FISCAL NOTE: Dated: February 10, 2010 Increase state expenditures - not significant.
13. HB [3867](#)
Jones U. **EDUCATION: LEA policy pamphlets updates.** Requires that LEAs shall update their policy pamphlets every two years, rather than annually. (SENATE: SB 3255, Tate; Set for Senate Education Committee 04/05/2010.) FISCAL NOTE: Dated: February 10, 2010 Decrease local expenditures - not significant.
14. HB [3149](#)
Winningham **EDUCATION: Notification regarding consolidation of school systems.** Requires the department of education to notify the general assembly within 60 days of the consolidation of school systems. Permits notification to be made electronically. (SENATE: SB 3449, Yager; Set for Senate Education Committee 04/05/2010.) FISCAL NOTE: Dated: February 9, 2010 Minimal.
15. HB [3544](#)
Maddox **EDUCATION: Donation of school computers to low-income families.** Permits LEAs to donate computers removed from school inventories to low-income families in the school district. Requires memory on hard drives of such computers to be sanitized. (SENATE: SB 3425, Finney L.; Set for Senate Consent 2 04/05/2010.) FISCAL NOTE: Dated: February 9, 2010 Increase state expenditures - not significant. Increase local expenditures - not significant/permissive.
16. HB [3546](#)
Maddox **EDUCATION: Submission of salary ratings.** Requires the director of schools to submit salary ratings to the commissioner of education by November 1 rather than December 1 of the school year for which the personnel are elected. (SENATE: SB 2819, Finney L.; Taken off notice in Senate Education 03/31/2010.) FISCAL NOTE: Dated: February 9, 2010 Increase local expenditures - not significant.

17. HB [0564](#)
Brooks,
Harry
EDUCATION: Report on plan to reduce asthma in students. Clarifies that the department of health is to report on the design of a comprehensive plan to reduce the burden of asthma on students. Requires the report to be made to the education committees of the house and senate in addition to the senate general welfare, health and human resources committee and the house health and human resources committee. AMENDMENT: Senate amendment 1, House Education K-12 amendment 1 rewrites the bill to require the POST commission, in consultation with the law enforcement training academy, to report to the select committee on education oversight on current law enforcement training and procedures for responding to violent school incidents in elementary and secondary schools and in postsecondary institutions. Requires report to be submitted by February 1, 2010. (SENATE: SB 0769, Burchett; Senate 05/04/2009 passed with amendment 1.) FISCAL NOTE: Dated: March 31, 2009 Increase state expenditures - not significant.
18. HB [3028](#)
Brooks,
Harry
EDUCATION: Background checks required for coaching positions. Requires all member schools in the TN School Athletic Association to perform a background check on any person applying for a position as an athletic coach or coaching assistant. Requires the applicant to such position to pay for the costs incurred by TBI in conducting the investigation. (SENATE: SB 2783, Burchett; Senate Education deferred to 03/24/2010.) FISCAL NOTE: Dated: February 18, 2010 Increase state expenditures - net impact - not significant. Increase state revenue - net impact - not significant.
19. HB [3693](#)
Brooks,
Harry
EDUCATION: Report on system of competitive grants. Includes the chairs of the education and finance, ways and means committees of both the house and senate as recipients of the annual report of competitive grants and technical assistance. Broadly captioned. (SENATE: SB 3630, Burchett; Set for Senate Education Committee 04/05/2010.) FISCAL NOTE: Dated: February 4, 2010 Increase state expenditures - not significant.
20. HB [3334](#)
Brooks,
Harry
EDUCATION: Establishes financial literacy program. Requires the department of the treasury to develop and administer a financial literacy program for the purpose of improving the financial literacy and education of the state's citizens. AMENDMENT: Senate State & Local Government Committee amendment 1 rewrites bill to create financial literacy commission. (SENATE: SB 3234, Gresham; Senate State & Local Government 03/30/2010 recommended with amendment 1, which rewrites bill to create financial literacy commission.) FISCAL NOTE: Dated: March 4, 2010 Increase state revenue - not significant. Increase state expenditures - not significant.
21. HB [2759](#)
Brooks,
Harry
EDUCATION: Board member vacancies: replacements by boards of education. Requires local board of education members' vacancies to be replaced by the local board of education, instead of the local legislative body. Requires vacancies to be replaced within 30 days. (SENATE: SB 3066, Woodson; Set for Senate Education Committee 04/05/2010.) FISCAL NOTE: Dated: January 28, 2010 Increase local expenditures - not significant.

House Finance Budget Subcommittee -- Wednesday at 11:00 am -- LP 29

MEMBERS: Chair Tindell (D), Vice Chair Sargent (R), Armstrong (D), L. DeBerry (D), Fitzhugh (D), Harrison (R), McDaniel (R), Montgomery (R), Mumpower (R), Naifeh (D), Odom (D), Roach (R), Rowland (R), Shaw (D).

42. HB [3193](#)

Shaw

PUBLIC EMPLOYEES: Group medical health insurance - LEA support staff.

Authorizes group medical health insurance for support staff employees of LEAs, beginning January 1, 2011. AMENDMENT: Pensions and Insurance amendment 1, as amended, establishes the amount set pursuant to the authority granted in this item shall be no greater than 10 percent for calendar year 2011, no greater than 15 percent for calendar year 2012, no greater than 20 percent for calendar year 2013 and no greater than 25 percent for 2014. The verbal amendment to amendment 1 increase each respective date by one year. (SENATE: SB 3125, Burks; Set for Senate Education Committee 04/05/2010.) FISCAL NOTE: Dated: March 4, 2010 Increase local expenditures - exceeds \$911,200/FY11-12 and subsequent years*. Joint Committee on Pensions and Insurance: Senate Bill 3125 / House Bill 3193 authorizes the General Assembly to establish a minimum level of contribution by Local Education Agencies for the health insurance coverage for support staff. The level would be set annually in the General Appropriation Act. This bill continues the current authorization to set a minimum contribution level for teachers. The required contribution levels for teachers and support staff may be different. This bill, as introduced, would become effective upon becoming law; funding requirement for support staff may not take effect prior to January 1, 2011. The Council adopted an amendment to the legislation which would prohibit the adoption of a minimum contribution level for support staff until January 2012 and provides for a phase in of the contribution requirement over a five year period ending in 2016. Enactment of Senate Bill 3125 / House Bill 3193 would result in no fiscal impact on the State.

54. HB [3130](#)

Harwell

EDUCATION: Code of ethics for public school teachers. Requires the state board of education to establish and adopt a code of ethics for public school teachers in order to define conduct that is unbecoming to a teacher. AMENDMENT: Senate amendment 1, House Education Committee amendment 1 deletes all language after the enacting clause of the original bill. Places a specific code of ethics for all K-12 public education teachers into the law. Includes violation of this code of ethics under the current definition of what conduct unbecoming a member of the teaching profession may consist of. Deletes language that includes violation of the code of ethics of the Tennessee Education Association (TEA) under the current definition of what conduct unbecoming a member of the teaching profession may consist of. (SENATE: SB 2416, Gresham; Senate 03/03/2010 passed with amendment 1.) FISCAL NOTE: Increase State Expenditures - \$6,000/One-Time.

House Judiciary Criminal Practice & Procedure Subcommittee -- Wednesday at 11:00 am -- LP 31

MEMBERS: Chair E. Watson (R), Vice Chair Sontany (D), Bass (D), Camper (D), Matheny (R), Rich (R).

1. HB [3493](#)

Sontany

CRIMINAL LAW: Threats of bodily injury to school employees. Creates Class B misdemeanor punishable by maximum imprisonment of 30 days for communicating a threat concerning a school employee. (SENATE: SB 3207, Finney L.; Referred to Senate Judiciary.) FISCAL NOTE: Dated: March 1, 2010 Increase state revenue - not significant. Increase state expenditures - not significant. Increase local revenue - not significant. Increase local expenditures - not significant.

Senate Education Committee -- Wednesday at 3:00 pm -- LP 12

Final Calendar. The Committee will continue Monday's meeting. Please check TLS Online and your TLS Daily Update for the latest information. MEMBERS: Chair Gresham (R), Vice Chair Tate (D), Secretary Berke (D), Burks (D), Crowe (R), J. Haynes (D), Ketron (R), Tracy (R), Woodson (R).

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