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House Bill 4079 (Substitute H-2 as reported without amendment)
House Bill 4080 (Substitute H-1 as reported without amendment)
Sponsor: Representative Brian Palmer
House Committee: Education
Senate Committee: Education

CONTENT

House Bill 4079 (H-2) would enact the "Education Mandate Rollback Law" within the Revised School Code to allow a school district to apply to the Superintendent of Public Instruction for an education mandate rollback contract (EMRC) that would waive certain provisions of the Code or the State School Aid Act, rules promulgated under the Code or the Act, or Federal requirements (in accordance with Federal law), as part of a performance-based contract. The district would have to establish measurable pupil performance goals and identify how the waiver would allow the district to meet these goals. An EMRC could not extend past five years, but it could be renewed if the district met its pupil performance goals. The Superintendent could terminate an EMRC if a school, for two consecutive years, experienced declining pupil performance based on the goals and measurements, or failed to meet the adequate yearly progress standards of the No Child Left Behind Act in math and English. The bill would be repealed 10 years after its effective date.

House Bill 4080 (H-1) would amend the State School Aid Act to state that provisions of the Act and rules promulgated under it would be subject to an education mandate rollback contract.

The two bills are tie-barred to each other.

Proposed MCL 380.1290 (H.B. 4079)
Proposed MCL 388.1609 (H.B. 4080)

Legislative Analyst: Curtis Walker

FISCAL IMPACT

The bills could result in decreased local costs, but the ultimate fiscal impact would depend upon how many waivers were sought, the type of waivers sought (e.g., those that would result in increased efficiency or economy), and the degree of success by the school districts in accomplishing the goals of the waivers. In other words, if a district sought a waiver in order to operate in a more economical manner, and if by receiving the waiver the district did see reduced costs with the same or a higher level of educational achievement, then the fiscal impact of this bill would be a reduction in local costs. However, it is not possible to state that this would be a certain outcome.

Date Completed: 12-13-06

Fiscal Analyst: Kathryn Summers-Coty