

FORM 5, BFM 50.10

**ADMINISTRATIVE PROCEDURES ACT
FISCAL NOTE
Prepared by Submitting Agency**

	CODE	NAME
DEPARTMENT	12	Department of Education
DIVISION	12326	Accreditation and Certification
PROGRAM	123262	Certification

PROPOSED RULE: 24:28:09 Educator Permit Requirements
Hearing Date: April 17, 2023

FISCAL IMPACT STATEMENT:

Brief description of fiscal impact. (Example: These rules have minimal impact to all entities. No additional staffing or resources are needed.)

No additional staffing or resources are needed. It is anticipated that these proposed rule changes will increase the number of permits applied for. There is local control at the district level to determine the pay for student teachers. There is the expectation that districts will pay more than a stipend to student teachers holding an advanced student teacher permit as they would serve as a teacher of record.

FISCAL NOTE SUMMARY:

Department of Education - Accreditation & Certification
School Districts

COST INCREASES (DECREASES)

State Agencies:	First-Year Impact	Continuous-Yearly Impact
Department of Education	Minimal	Minimal
TOTAL		
Local Subdivisions:		
School Districts	Unknown	Unknown
TOTAL		
Small Business Increases (Decreases)		
TOTAL		

REVENUE INCREASES (DECREASES)

Revenue Increases (Decreases) State, Local & Small Business:		
Department of Education	\$25/permit x 378 = \$9450	\$9450
Local School Districts	Unknown	Unknown
TOTAL		

APPROVED


Dr. Joseph Graves, Secretary Department of Education

DATE 2/16/23

ATTACH: Copy of proposed rules; separate sections for: 1) explanation of effect (i.e., procedures, schedules, activities, etc. that will change with adoption), 2) source and use of any statistics, 3) assumptions for fiscal impact, 4) computations, and 5) Small Business Impact Statement

A copy of this form may be obtained from the Bureau of Finance and Management. If proposed rules have a negative fiscal impact on a local government, the Bureau of Finance and Management must send a copy of its fiscal note to the organizations listed in SDCL 1-26-4.2.

1) Explanation of effect (procedures, schedules, activities)

Potential increase in workload of Certification Officers due to processing an additional permit but potentially reducing processing time when candidates apply for their initial educator certificates as they will already be in the system, have some familiarity with the online certification system, and some aspects of their application will already be pre-populated or easily assessable.

2) Source and use of any statistics

The projected number of permits was determined by the five-year average of initial certificates issued. This data was drawn from the Performance Indicators which comes from a data analysis associated with our certification system.

3) Assumptions for fiscal impact

DOE State Agency - The receipt of the additional fees associated with the permits will help offset the costs associated with processing the permits.

School Districts – Financial impact is unknown because payment to student teachers will be a local decision as it is not in the proposed rules to dictate such financial decisions at the local level.

4) Computations

	2017	2018	2019	2020	2021
Initial certs	381	272	364	413	461

$$381+272+364+413+461=1891/5=378.2$$

$$378*\$25=\$9,450$$

DEPARTMENT OF EDUCATION
 INSTITUTE FUND (SDCL 13-43-23: 1/3 of Teacher Certification Fee Revenues)
 CONDITION STATEMENT (3138-819)

	ACTUAL FY2018	ACTUAL FY2019	ACTUAL FY2020	ACTUAL FY2021	ACTUAL FY2022	PROJECTED FY2023	PROJECTED FY2024
REVENUES	239,265	248,590	250,970	268,920	296,225	297,750	307,200
EXPENSES	225,034	189,010	321,862	205,036	279,437	342,597	367,778
REVENUES - EXPENSES	14,231	59,580	(70,892)	63,884	16,788	(44,847)	(60,578)
Beginning Cash Balance	225,136	239,367	298,946	228,055	291,939	308,726	263,879
Ending Cash Balance	239,367	298,946	228,055	291,939	308,726	263,879	203,301

13-42-5.1. Use of institute funds--Vouchers and warrants. The state institute fund, formerly provided for by § 13-42-5, shall be used for the purpose of writing and publishing bulletins, accreditation rules, and materials essential to the school systems of this state, and to support activities related to school accreditation and teacher training and retention, and as otherwise may be provided by law, and the state institute fund is hereby appropriated for such purposes and shall be paid out upon warrants drawn by the state auditor on duly itemized vouchers approved by the secretary of the Department of Education.

Repealed by Session Law 2017, Ch. 81, 44. Transfer of 818 to 819 FY2017



**DEPARTMENT OF EXECUTIVE MANAGEMENT
BUREAU OF FINANCE AND MANAGEMENT**

500 East Capitol Avenue Suite 217 | Pierre, South Dakota 57501 | 605.773.3411

APR 12 2023

MEMORANDUM

TO: Department of Education
FROM: Bureau of Finance and Management
RE: Fiscal Note
DATE: April 6, 2023

The Bureau of Finance and Management has reviewed the proposed rules from the Department of Education and concurs with the department's assumptions and fiscal impact calculations.

MG:mn

Attachment: BFM Fiscal Note

cc: Reed Holwegner, Director
South Dakota Legislative Research Council

Associated School Boards of South Dakota (with Fiscal Note package)

South Dakota Association of County Commissioners (with Fiscal Note package)

South Dakota Municipal League (with Fiscal Note package)

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APR 12 2023

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Hearing Date: 04.17.2023

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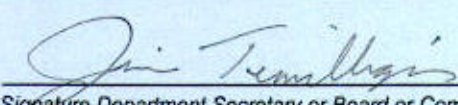
Department of Education – Accreditation & Certification
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APPROVED 
Signature Department Secretary or Board or Commission Chairman

DATE 4/6/23

ATTACH: Copy of proposed rules; separate sections for: 1) explanation of rules effect, i.e. what procedures, schedules, activities, etc. will change with its adoption; 2) statistics used, and their source; 3) assumptions that were made to arrive at fiscal impact; 4) computations that were made; and 5) small business impact statement