

ADMINISTRATIVE RULES Fiscal Estimate & Economic Impact Analysis

1. Type of Estimate and Analysis <input checked="" type="checkbox"/> Original <input type="checkbox"/> Updated <input type="checkbox"/> Corrected		2. Date
3. Administrative Rule Chapter, Title and Number (and Clearinghouse Number if applicable) PI 17, Summer and interim session classes		
4. Subject Expanding virtual summer and interim session classes		
5. Fund Sources Affected <input type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEG-S		6. Chapter 20, Stats. Appropriations Affected
7. Fiscal Effect of Implementing the Rule <input type="checkbox"/> No Fiscal Effect <input type="checkbox"/> Increase Existing Revenues <input type="checkbox"/> Increase Costs <input type="checkbox"/> Decrease Costs <input checked="" type="checkbox"/> Indeterminate <input type="checkbox"/> Decrease Existing Revenues <input type="checkbox"/> Could Absorb Within Agency's Budget		
8. The Rule Will Impact the Following (Check All That Apply) <input type="checkbox"/> State's Economy <input type="checkbox"/> Specific Businesses/Sectors <input checked="" type="checkbox"/> Local Government Units <input type="checkbox"/> Public Utility Rate Payers <input type="checkbox"/> Small Businesses (if checked, complete Attachment A)		
9. Estimate of Implementation and Compliance to Businesses, Local Governmental Units and Individuals, per s. 227.137 (3) (b) 1., Stats. \$0		
10. Would Implementation and Compliance Costs Businesses, Local Governmental Units and Individuals Be \$10 Million or more Over Any 2-year Period, per s. 227.137 (3) (b) 2., Stats.? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
11. Policy Problem Addressed by the Rule The objective of the emergency rule is to expand the grade levels in which school districts and county children with disabilities education boards may receive state aid in providing virtual instruction during summer and interim session courses, as necessitated by the COVID-19 emergency.		
12. Summary of the Businesses, Business Sectors, Associations Representing Business, Local Governmental Units, and Individuals that may be Affected by the Proposed Rule that were Contacted for Comments The Department held a preliminary public hearing and comment period on the scope statement for the proposed rule. The comments received were also considered in the development of this economic impact analysis. No specific businesses or local governments were contacted.		
13. Identify the Local Governmental Units that Participated in the Development of this EIA None.		
14. Summary of Rule's Economic and Fiscal Impact on Specific Businesses, Business Sectors, Public Utility Rate Payers, Local Governmental Units and the State's Economy as a Whole (Include Implementation and Compliance Costs Expected to be Incurred) Local: Indeterminate. Under s. 121.14, Stats., state aid shall be paid to each district or county children with disabilities education board for academic summer classes or laboratory periods that are necessary for academic purposes, as defined by the state superintendent by rule. The emergency rule will expand current rule to include online virtual instruction taught to all grade levels during the summer and interim session to be considered necessary for academic purposes. It is expected that for the summer of 2020, online instruction would be in lieu of not holding summer school at all, rather than in addition to an existing summer school program. As a result, school districts will be able to include instructional time for pupils in their lower grades receiving online instruction in determining their summer and interim session membership equivalents for state aid and revenue limits. If a school district provides summer or interim session instruction to additional pupils under this rule change, both its current year revenue limit membership and following year general school aid membership could increase as a result of the rule change, compared to current rule which would not allow online instruction for lower grades. Additionally, per pupil aids under s. 115.437 and 115.439 are based on the current three year rolling average revenue limit membership which		

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includes 40 percent of the summer school membership equivalents. Therefore, the amount of per pupil aids received by school districts could increase in the same manner relative to the current rule.

State: Indeterminate. Changes in membership affect the distribution of aid under s. 121.14, Stats., but not the total amount paid. The impact on per pupil aids under ss. 115.437 and 115.439 depends upon the basis of comparison, specifically in how the actual summer 2020 membership with expanded online instruction compares to the assumptions used to estimate the appropriation for 2020-21.

15. Benefits of Implementing the Rule and Alternative(s) to Implementing the Rule

The emergency rule will expand options for school districts and county children with disabilities education boards for which they may be able to receive state aid by providing virtual instruction during summer classes or laboratory periods. The emergency rule will include online virtual instruction taught to all grade levels during summer classes or laboratory periods that are necessary for academic purposes as a criteria for receiving state aid. Without an emergency rule, students and schools will have fewer options in making up missed instruction due to COVID-19 and the department will be required to implement PI 17 as the rules currently exist.

16. Long-Range Implications of Implementing the Rule

Because school district revenue limits are calculated using a three-year rolling average of pupil membership, any increases in summer and interim membership as a result of this emergency rule will be reflected in the rolling average.

17. Compare With Approaches Being Used by Federal Government

N/A

18. Compare With Approaches Being Used by Neighboring States (Illinois, Iowa, Michigan and Minnesota)

Due to the national emergency declaration, it is not possible to determine whether adjacent states have implemented comparable rules relating to virtual instruction during the upcoming summer session at this time.

19. Contact Name

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20. Contact Phone Number

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