

Multiple Agency Fiscal Note Summary

Bill Number: 5953 S SB	Title: Incarcerated student grants
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Estimated Cash Receipts

Agency Name	2023-25			2025-27			2027-29		
	GF-State	NGF-Outlook	Total	GF-State	NGF-Outlook	Total	GF-State	NGF-Outlook	Total
Student Achievement Council	Non-zero but indeterminate cost and/or savings. Please see discussion.								
Total \$	0	0	0	0	0	0	0	0	0

Estimated Operating Expenditures

Agency Name	2023-25				2025-27				2027-29			
	FTEs	GF-State	NGF-Outlook	Total	FTEs	GF-State	NGF-Outlook	Total	FTEs	GF-State	NGF-Outlook	Total
Department of Corrections	Fiscal note not available											
Student Achievement Council	.9	330,000	330,000	330,000	1.0	340,000	340,000	340,000	1.0	340,000	340,000	340,000
Student Achievement Council	In addition to the estimate above, there are additional indeterminate costs and/or savings. Please see individual fiscal note.											
The Evergreen State College	.5	42,099	42,099	42,099	.5	76,198	76,198	76,198	.5	76,198	76,198	76,198
Community and Technical College System	Fiscal note not available											
Total \$	1.4	372,099	372,099	372,099	1.5	416,198	416,198	416,198	1.5	416,198	416,198	416,198

Estimated Capital Budget Expenditures

Agency Name	2023-25			2025-27			2027-29		
	FTEs	Bonds	Total	FTEs	Bonds	Total	FTEs	Bonds	Total
Department of Corrections	Fiscal note not available								
Student Achievement Council	.0	0	0	.0	0	0	.0	0	0
The Evergreen State College	.0	0	0	.0	0	0	.0	0	0
Community and Technical College System	Fiscal note not available								
Total \$	0.0	0	0	0.0	0	0	0.0	0	0

Estimated Capital Budget Breakout

NONE

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Individual State Agency Fiscal Note

Bill Number: 5953 S SB	Title: Incarcerated student grants	Agency: 340-Student Achievement Council
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Part I: Estimates

No Fiscal Impact

Estimated Cash Receipts to:

Non-zero but indeterminate cost and/or savings. Please see discussion.

Estimated Operating Expenditures from:

	FY 2024	FY 2025	2023-25	2025-27	2027-29
FTE Staff Years	0.0	1.8	0.9	1.0	1.0
Account					
General Fund-State 001-1	0	330,000	330,000	340,000	340,000
Total \$	0	330,000	330,000	340,000	340,000

In addition to the estimates above, there are additional indeterminate costs and/or savings. Please see discussion.

Estimated Capital Budget Impact:

NONE

The cash receipts and expenditure estimates on this page represent the most likely fiscal impact. Factors impacting the precision of these estimates, and alternate ranges (if appropriate), are explained in Part II.

Check applicable boxes and follow corresponding instructions:

- If fiscal impact is greater than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete entire fiscal note form Parts I-V.
- If fiscal impact is less than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete this page only (Part I).
- Capital budget impact, complete Part IV.
- Requires new rule making, complete Part V.

Legislative Contact: Sarian Scott	Phone: 360-786-7729	Date: 01/25/2024
Agency Preparation: Carla Idohl-Corwin	Phone: 360-485-1302	Date: 01/25/2024
Agency Approval: Brian Richardson	Phone: 360-485-1124	Date: 01/25/2024
OFM Review: Ramona Nabors	Phone: (360) 742-8948	Date: 01/31/2024

Part II: Narrative Explanation

II. A - Brief Description Of What The Measure Does That Has Fiscal Impact

Significant provisions of the bill and any related workload or policy assumptions that have revenue or expenditure impact on the responding agency by section number.

Substitute SB5953 is related to education programs for incarcerated students.

This version differs from the original bill in that it removes the requirement that a person utilize any federal or state financial aid as a condition of participation in postsecondary education programming. This version permits the incarcerated individual to use financial aid, self-pay or third-party funding, or a combination of these methods.

This bill:

- * Requires the Department of Corrections (DOC) to provide all costs related to adult basic education programs and postsecondary programs that are not financial aid eligible at the time the student is enrolled or paid for by the department or a third party.
- * Permits the Department of Corrections to require incarcerated students to apply for any federal and state financial aid grants available to them as a condition of their participation in the program.
- * Allows the incarcerated individual to elect to use available financial aid grants, self-pay, or other available third-party funding, or a combination of these methods to pay for their costs.
- * Requires the Department of Corrections to pay any cost of attendance that exceeds the grant award, or if the student is not eligible for financial aid grants, DOC must pay the cost not otherwise covered by third party funding.
- * Acknowledges that all regulations and requirements established by the US Department of Education for prison education programs apply to financial aid eligible programming.
- * Applies a post award formula to determine how much an individual may be required to pay after deducting any amount from available aid or other available sources.
- * Provides that if a person elects to self-pay or use third-party funding, the post award formula does not apply
- * Requires that the post award formula correlates to an incarcerated student's average monthly income or average available balance in a personal saving account which are correlated to a prorated portion or present of the per credit fees for tuition, books or other educational costs.
- * Removes the exclusion of incarcerated students sentenced to death from being eligible to participate.
- * Requires that all incarcerated individuals receive financial aid and academic advising from an accredited institution of higher education prior to enrolling in a financial aid eligible program, and that those individuals who choose not to participate or choose to cease participation do not lose privileges.
- * Aligns the definition of "gift aid" with existing definitions and prohibits post award formula offsets and funds paid for by the department for educational programming from reducing gift aid.
- * Permits incarcerated students who do not meet the Department of Correction's criteria for the postsecondary degree education program offered by the Department or its contractors, may elect to participate by self-paying.
- * Permits incarcerated students to pay directly to the school.
- * Permits incarcerated students to pay directly to the department for programs that do not qualify for financial aid.
- * Permits a third party to provide the required payment or payments directly to the department on behalf of an incarcerated individual.

II. B - Cash receipts Impact

Cash receipts impact of the legislation on the responding agency with the cash receipts provisions identified by section number and when appropriate, the detail of the revenue sources. Description of the factual basis of the assumptions and the method by which the cash receipts impact is derived. Explanation of how workload assumptions translate into estimates. Distinguished between one time and ongoing functions.

Cash receipts are indeterminate for any financial aid programs administered by the Washington Student Achievement Council (WSAC). Cash receipts would only apply to those individuals who utilize federal and or state financial aid grants. Because the enrollment and utilization rates of those opting to use financial aid grants are unknown, we are unable to anticipate who may owe a repayment of state grants as a result of not meeting satisfactory academic progress and program policy standards.

II. C - Expenditures

Agency expenditures necessary to implement this legislation (or savings resulting from this legislation), with the provisions of the legislation that result in the expenditures (or savings) identified by section number. Description of the factual basis of the assumptions and the method by which the expenditure impact is derived. Explanation of how workload assumptions translate into cost estimates. Distinguished between one time and ongoing functions.

SSB5953 expenditure impacts are indeterminate and are dependent on the number of eligible applicants, sector attended cost, the requirement that incarcerated students utilize federal Pell grants first, state grants second, level of appropriation for other state grants such as Passport to Careers, and unmet need after Pell is applied. Federal and state grants are to be used first in lieu of Department of Corrections funding.

WSAC would need to provide a paper application process for those not eligible to use the Free Application for Federal Student Aid (FAFSA) that would be parallel to the FAFSA for incarcerated individuals. (This requires incarcerated individuals to mail a special FAFSA to the US Department of Education). Some incarcerated individuals who are not eligible to file any type of FAFSA would need to be able to complete a paper Washington Application for State Financial Aid (WASFA) that could be mailed to WSAC for manual processing.

Program administration functions to be performed by WSAC to serve non-FAFSA eligible filers include:

- * Development of an annual paper FAFSA-like application for manual processing.
- * Record retention of all paper application materials received. (These may be scanned and stored electronically for the required six-year retention period).

STAFFING

Staffing costs would be \$330,000 in FY25 and \$170,000 annually in FY26 and beyond and include:

- 0.3 FTE Associate Director in FY25 to develop the annual paper application to parallel the FAFSA for incarcerated individuals and 0.2 FTE Associate Director in FY26 and beyond to annually update the application.
- 0.5 FTE Program Coordinator (FY25 and ongoing) to manage the paper WASFA process.
- 1.0 FTE IT Developer in FY25 to create the initial functionality and 0.3 FTE IT Developer (FY26 and ongoing) to provide annual system enhancements to facilitate the paper WASFA process and processed files to be sent back to colleges.

Staff time estimates are rounded to the nearest 0.1 FTE and staff-related and other costs are rounded to the nearest \$1000.

Part III: Expenditure Detail

III. A - Operating Budget Expenditures

Account	Account Title	Type	FY 2024	FY 2025	2023-25	2025-27	2027-29
001-1	General Fund	State	0	330,000	330,000	340,000	340,000
Total \$			0	330,000	330,000	340,000	340,000

In addition to the estimates above, there are additional indeterminate costs and/or savings. Please see discussion.

III. B - Expenditures by Object Or Purpose

	FY 2024	FY 2025	2023-25	2025-27	2027-29
FTE Staff Years		1.8	0.9	1.0	1.0
A-Salaries and Wages		168,000	168,000	166,000	166,000
B-Employee Benefits		60,000	60,000	60,000	60,000
C-Professional Service Contracts					
E-Goods and Other Services		100,000	100,000	112,000	112,000
G-Travel		2,000	2,000	2,000	2,000
J-Capital Outlays					
M-Inter Agency/Fund Transfers					
N-Grants, Benefits & Client Services					
P-Debt Service					
S-Interagency Reimbursements					
T-Intra-Agency Reimbursements					
9-					
Total \$	0	330,000	330,000	340,000	340,000

In addition to the estimates above, there are additional indeterminate costs and/or savings. Please see discussion.

III. C - Operating FTE Detail: List FTEs by classification and corresponding annual compensation. Totals need to agree with total FTEs in Part I and Part IIIA

Job Classification	Salary	FY 2024	FY 2025	2023-25	2025-27	2027-29
Associate Director	110,000		0.3	0.2	0.2	0.2
IT Developer	106,000		1.0	0.5	0.3	0.3
Program Coordinator	58,000		0.5	0.3	0.5	0.5
Total FTEs			1.8	0.9	1.0	1.0

III. D - Expenditures By Program (optional)

Program	FY 2024	FY 2025	2023-25	2025-27	2027-29
Financial Aid and Grant Programs (030)		330,000	330,000	340,000	340,000
Total \$		330,000	330,000	340,000	340,000

Part IV: Capital Budget Impact

IV. A - Capital Budget Expenditures

NONE

IV. B - Expenditures by Object Or Purpose

NONE

IV. C - Capital Budget Breakout

Acquisition and construction costs not reflected elsewhere on the fiscal note and description of potential financing methods.

NONE

IV. D - Capital FTE Detail: FTEs listed by classification and corresponding annual compensation. Totals agree with total FTEs in Part IVB.

NONE

Part V: New Rule Making Required

Provisions of the bill that require the agency to adopt new administrative rules or repeal/revise existing rules.

Individual State Agency Fiscal Note

Bill Number: 5953 S SB	Title: Incarcerated student grants	Agency: 376-The Evergreen State College
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Part I: Estimates

No Fiscal Impact

Estimated Cash Receipts to:

NONE

Estimated Operating Expenditures from:

	FY 2024	FY 2025	2023-25	2025-27	2027-29
FTE Staff Years	0.5	0.5	0.5	0.5	0.5
Account					
General Fund-State 001-1	0	42,099	42,099	76,198	76,198
Total \$	0	42,099	42,099	76,198	76,198

Estimated Capital Budget Impact:

NONE

The cash receipts and expenditure estimates on this page represent the most likely fiscal impact. Factors impacting the precision of these estimates, and alternate ranges (if appropriate), are explained in Part II.

Check applicable boxes and follow corresponding instructions:

- If fiscal impact is greater than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete entire fiscal note form Parts I-V.
- If fiscal impact is less than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete this page only (Part I).
- Capital budget impact, complete Part IV.
- Requires new rule making, complete Part V.

Legislative Contact: Sarian Scott	Phone: 360-786-7729	Date: 01/25/2024
Agency Preparation: Daniel Ralph	Phone: 360-867-6500	Date: 02/01/2024
Agency Approval: Lisa Dawn-Fisher	Phone: 564-233-1577	Date: 02/01/2024
OFM Review: Ramona Nabors	Phone: (360) 742-8948	Date: 02/01/2024

Part II: Narrative Explanation

II. A - Brief Description Of What The Measure Does That Has Fiscal Impact

Significant provisions of the bill and any related workload or policy assumptions that have revenue or expenditure impact on the responding agency by section number.

Substitute Senate Bill 5953 is about financial aid for incarcerated students.

Section 1(4)(b)(ii) allows the department to require incarcerated students participating in postsecondary educational programs to apply for available federal and state financial aid.

Section 1(4)(d) states that all incarcerated individuals shall receive financial aid and academic advising from an institution of higher education prior to enrolling in such a program.

II. B - Cash receipts Impact

Cash receipts impact of the legislation on the responding agency with the cash receipts provisions identified by section number and when appropriate, the detail of the revenue sources. Description of the factual basis of the assumptions and the method by which the cash receipts impact is derived. Explanation of how workload assumptions translate into estimates. Distinguished between one time and ongoing functions.

II. C - Expenditures

Agency expenditures necessary to implement this legislation (or savings resulting from this legislation), with the provisions of the legislation that result in the expenditures (or savings) identified by section number. Description of the factual basis of the assumptions and the method by which the expenditure impact is derived. Explanation of how workload assumptions translate into cost estimates. Distinguished between one time and ongoing functions.

Evergreen will require an additional 0.5 FTE financial aid counselor to support the students in the prison education programs that we operate. The fiscal note assumes salary, benefits, and goods and services for the new 0.5 FTE. First year costs for goods and services to set up the new employee are estimated at \$6,000. Ongoing costs for goods and services are estimated at \$2,000/year.

Part III: Expenditure Detail

III. A - Operating Budget Expenditures

Account	Account Title	Type	FY 2024	FY 2025	2023-25	2025-27	2027-29
001-1	General Fund	State	0	42,099	42,099	76,198	76,198
Total \$			0	42,099	42,099	76,198	76,198

III. B - Expenditures by Object Or Purpose

	FY 2024	FY 2025	2023-25	2025-27	2027-29
FTE Staff Years	0.5	0.5	0.5	0.5	0.5
A-Salaries and Wages		24,648	24,648	49,296	49,296
B-Employee Benefits		11,451	11,451	22,902	22,902
C-Professional Service Contracts					
E-Goods and Other Services		6,000	6,000	4,000	4,000
G-Travel					
J-Capital Outlays					
M-Inter Agency/Fund Transfers					
N-Grants, Benefits & Client Services					
P-Debt Service					
S-Interagency Reimbursements					
T-Intra-Agency Reimbursements					
9-					
Total \$	0	42,099	42,099	76,198	76,198

III. C - Operating FTE Detail: *List FTEs by classification and corresponding annual compensation. Totals need to agree with total FTEs in Part I and Part IIIA*

Job Classification	Salary	FY 2024	FY 2025	2023-25	2025-27	2027-29
Financial aid counselor	49,296	0.5	0.5	0.5	0.5	0.5
Total FTEs		0.5	0.5	0.5	0.5	0.5

III. D - Expenditures By Program (optional)

NONE

Part IV: Capital Budget Impact

IV. A - Capital Budget Expenditures

NONE

IV. B - Expenditures by Object Or Purpose

NONE

IV. C - Capital Budget Breakout

Acquisition and construction costs not reflected elsewhere on the fiscal note and description of potential financing methods.

NONE

IV. D - Capital FTE Detail: *FTEs listed by classification and corresponding annual compensation. Totals agree with total FTEs in Part IVB.*

NONE

Part V: New Rule Making Required

Provisions of the bill that require the agency to adopt new administrative rules or repeal/revise existing rules.