

Multiple Agency Fiscal Note Summary

Bill Number: 1377 2E S HB AMS EDU S5162.2	Title: Continuing education/K-12
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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
Office of Attorney General	0	0	9,000	0	0	31,000	0	0	22,000
Total \$	0	0	9,000	0	0	31,000	0	0	22,000

Agency Name	2023-25		2025-27		2027-29	
	GF- State	Total	GF- State	Total	GF- State	Total
Local Gov. Courts						
Loc School dist-SPI	Fiscal note not available					
Local Gov. Other						
Local Gov. Total						

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
Office of Attorney General	.2	0	0	9,000	.3	0	0	31,000	.3	0	0	22,000
Superintendent of Public Instruction	1.6	426,000	426,000	426,000	3.0	750,000	750,000	750,000	3.0	750,000	750,000	750,000
Total \$	1.8	426,000	426,000	435,000	3.3	750,000	750,000	781,000	3.3	750,000	750,000	772,000

Agency Name	2023-25			2025-27			2027-29		
	FTEs	GF-State	Total	FTEs	GF-State	Total	FTEs	GF-State	Total
Local Gov. Courts									
Loc School dist-SPI	Fiscal note not available								
Local Gov. Other									
Local Gov. Total									

Estimated Capital Budget Expenditures

Agency Name	2023-25			2025-27			2027-29		
	FTEs	Bonds	Total	FTEs	Bonds	Total	FTEs	Bonds	Total
Office of Attorney General	.0	0	0	.0	0	0	.0	0	0
Superintendent of Public Instruction	.0	0	0	.0	0	0	.0	0	0
Total \$	0.0	0	0	0.0	0	0	0.0	0	0

Agency Name	2023-25			2025-27			2027-29		
	FTEs	GF-State	Total	FTEs	GF-State	Total	FTEs	GF-State	Total
Local Gov. Courts									
Loc School dist-SPI	Fiscal note not available								
Local Gov. Other									
Local Gov. Total									

Estimated Capital Budget Breakout

Prepared by: Brian Fechter, OFM	Phone: (360) 688-4225	Date Published: Final 3/ 1/2024
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Individual State Agency Fiscal Note

Bill Number: 1377 2E S HB AMS EDU S5162.2	Title: Continuing education/K-12	Agency: 100-Office of Attorney General
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Part I: Estimates

No Fiscal Impact

Estimated Cash Receipts to:

ACCOUNT	FY 2024	FY 2025	2023-25	2025-27	2027-29
Legal Services Revolving Account-State 405-1		9,000	9,000	31,000	22,000
Total \$		9,000	9,000	31,000	22,000

Estimated Operating Expenditures from:

ACCOUNT	FY 2024	FY 2025	2023-25	2025-27	2027-29
FTE Staff Years	0.0	0.3	0.2	0.3	0.3
Account					
Legal Services Revolving Account-State 405-1	0	9,000	9,000	31,000	22,000
Total \$	0	9,000	9,000	31,000	22,000

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:	Phone:	Date: 02/26/2024
Agency Preparation: Chad Standifer	Phone: 3605863650	Date: 02/27/2024
Agency Approval: Edd Giger	Phone: 360-586-2104	Date: 02/27/2024
OFM Review: Val Terre	Phone: (360) 280-3073	Date: 02/27/2024

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.

Section 1 - Amending RCW 28A.410.277. Beginning in the 2025-2026 school year, the Professional Educator Standards Board (PESB) must approve clock hour providers through a revised application process in relation to continuing education for administrators. Requiring that the Office of the Superintendent of Public Instruction (OSPI) and PESB maintain a list of subject matter experts on government-to-government relationships with federally recognized tribes on their websites. Requiring entities providing continuing education for administrators or teachers to publicly post the learning objectives of the program. Requiring that continuing education focused on equity-based school practices be aligned with the standards of practice developed by PESB.

Section 2 - New section. Adding to RCW 28A.410. Requiring PESB, by September 1, 2024, to develop a process for the temporary or permanent revocation of continuing education provider status. Authorizing certain entities to submit complaints to PESB. Requiring PESB, by December 1, 2024, and in consultation with OSPI, submit a report to the Legislature on how to implement an auditing system of continuing education providers as well as other recommendations for improving the clock hour system. Defining “approved provider” and “provider”.

This bill is assumed effective 90 days after the end of the 2024 legislative session.

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 assumed to equal the Legal Services Revolving Account (LSRA) cost estimates. These will be billed through the revolving account to the client agency.

The client agency is the Office of Superintendent of Public Instruction (OSPI). The Attorney General’s Office (AGO) will bill all clients for legal services rendered.

These cash receipts represent the AGO’s authority to bill and are not a direct appropriation to the AGO. The direct appropriation is reflected in the client agency’s fiscal note. Appropriation authority is necessary in the AGO budget.

AGO AGENCY ASSUMPTIONS:

OSPI will be billed for non-King County rates:

FY 2025: \$9,000 for 0.1 Assistant Attorney General FTE (AAG) and 0.1 Paralegal 1 FTE (PL1)

FY 2026: \$20,000 for 0.1 AAG and 0.1 PL1

FY 2027 and in each FY thereafter: \$11,000 for 0.1 AAG and 0.1 PL1

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.

Attorney General’s Office (AGO) Agency Assumptions:

This bill is assumed effective 90 days after the end of the 2024 legislative session.

Location of staffing is assumed to be in a non-King County office building.

Total workload impact in this request includes standard assumption costs for goods & services, travel, and capital outlays for all FTE identified.

Agency administration support FTE are included in the tables. The Management Analyst 5 FTE (MA), is used as a representative classification. An example ratio is for every 1.0 Assistant Attorney General FTE (AAG), the AGO includes 0.5 Paralegal 1 FTE (PL1) and 0.4 MA.

1. Assumptions for the AGO Education Division’s (EDU) Legal Services for the Department of Office of Superintendent of Public Instruction (OSPI):

The AGO will bill OSPI for legal services based on the enactment of this bill. EDU assumes that initial legal advice and guidance to the Professional Educator Standards Board (PESB) will be required to implement responsibilities under Section 2, it also includes support for developing procedures and rulemaking. Starting in FY 2027 and continuing each FY thereafter, EDU assumes that there will be one to two potential revocations that are appealed and/or protested, which would require client advice and some representation in administrative proceedings. Administrative matters will not require discovery or other litigation costs beyond client and attorney time.

EDU: Total non-King County workload impact:
 FY 2025: \$9,000 for 0.1 AAG and 0.1 PL1
 FY 2026: \$20,000 for 0.1 AAG and 0.1 PL1
 FY 2027 and in each FY thereafter: \$11,000 for 0.1 AAG and 0.1 PL1

Part III: Expenditure Detail

III. A - Operating Budget Expenditures

Account	Account Title	Type	FY 2024	FY 2025	2023-25	2025-27	2027-29
405-1	Legal Services Revolving Account	State	0	9,000	9,000	31,000	22,000
Total \$			0	9,000	9,000	31,000	22,000

III. B - Expenditures by Object Or Purpose

	FY 2024	FY 2025	2023-25	2025-27	2027-29
FTE Staff Years		0.3	0.2	0.3	0.3
A-Salaries and Wages		6,000	6,000	22,000	16,000
B-Employee Benefits		2,000	2,000	6,000	4,000
E-Goods and Other Services		1,000	1,000	3,000	2,000
Total \$	0	9,000	9,000	31,000	22,000

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
Assistant Attorney General	129,100		0.1	0.1	0.1	0.1
Management Analyst 5	95,184		0.1	0.1	0.1	0.1
Paralegal 1	69,072		0.1	0.1	0.1	0.1
Total FTEs			0.3	0.2	0.3	0.3

III. D - Expenditures By Program (optional)

Program	FY 2024	FY 2025	2023-25	2025-27	2027-29
Education Division (EDU)		9,000	9,000	31,000	22,000
Total \$		9,000	9,000	31,000	22,000

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: 1377 2E S HB AMS EDU S5162.2	Title: Continuing education/K-12	Agency: 350-Superintendent of Public Instruction
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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	0.1	3.0	1.6	3.0	3.0
Account					
General Fund-State 001-1	31,000	395,000	426,000	750,000	750,000
Total \$	31,000	395,000	426,000	750,000	750,000

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:	Phone:	Date: 02/26/2024
Agency Preparation: Jami Marcott	Phone: (360) 725-6230	Date: 03/01/2024
Agency Approval: Amy Kollar	Phone: 360 725-6420	Date: 03/01/2024
OFM Review: Brian Fechter	Phone: (360) 688-4225	Date: 03/01/2024

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.

Changes in AMS EDU S5162.2 compared to 2ESHB 1377

Section 1(4) The previous version of this bill removed this subsection from current statute. This amendment returns the language. It requires continuing education (CE) to be provided by at least one of the entities identified.

Section 1(4)(a)(vii) adds organizations approved by the Washington Professional Educator Standards Board to the list of approved clock hour providers.

Section 1(4)(b) This new subsection is inserted. It requires the Professional Educator Standards Board (PESB) to approve clock hour providers beginning with the 2025-26 school year through a revised application process.

Section 2

The language in the previous Section 2 has been removed. It required OSPI to audit providers of CE programs focused on equity- based school practices.

The new Section 2(1) requires PESB to develop a process for the temporary or permanent revocation of CE provider status by September 1, 2024. This section details the criteria in which a provider status may be revoked, and the entities authorized to submit complaints.

Section 2(2) By December 1, 2024, PESB, in consultation with OSPI, must report on how to implement an auditing system of CE providers and other recommendations for improving the clock hour system.

Section 2(3) For the purposes of this section, approved provider and provider have the same meaning as approved in-service education agency, but only apply to providers of administrator or teacher CE programs focused on equity-based school practices or the National Professional Standards for Education Leaders.

Summary of AMS EDU S5162.2

Section 1

(4)(a)(vii)

This new subsection adds other organizations to the list of approved providers PESB can approve to provide CE.

(4)(b) This new subsection is inserted. It requires the Professional Educator Standards Board (PESB) to approve clock hour providers beginning with the 2025-26 school year, through a revised application process.

(4)(d) The Office of the Superintendent of Public Instruction (OSPI) and the Washington Professional Educator Standards Board (PESB) must maintain a list of subject matter experts, approved under subsection (a), on their respective websites.

(5) Any entity providing an administrator or teacher CE program focused on equity-based school practices must publicly post the learning objectives of the program on its website. If the entity does not have a website, the learning objectives must be posted in a conspicuous place in the entity's main office and provide a copy to PESB.

(6) CE on equity-based school practices must be aligned with the standards developed by PESB.

Section 2 New

(1) requires PESB to develop a process for the temporary or permanent revocation of CE provider status by September 1,

2024. This section details the criteria in which a provider status may be revoked.

Section 2(2) By December 1, 2024, PESB, in consultation with OSPI, must report on how to implement an auditing system of CE providers and other recommendations for improving the clock hour system.

Section 2(3) For the purposes of this section, approved provider and provider have the same meaning as approved in-service education agency, but only apply to providers of administrator or teacher CE programs focused on equity-based school practices or the National Professional Standards for Education Leaders.

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.

There is no impact to cash receipts.

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.

OSPI Expenditure Impact:

Section 1

(4)(d) OSPI must maintain a list of subject matter experts, approved under subsection (a), on their respective websites. The cost to maintain this list on OSPI's website is minimal.

Section 2

(2) By December 1, 2024, PESB, in consultation with OSPI, must report on how to implement an auditing system of CE providers and other recommendations for improving the clock hour system. This will require a Director's time at 0.02 FTE in FY24 and 0.04 FTE in FY25. The cost is \$5,000 in FY24 and \$8,000 in FY25.

PESB Expenditure Impact:

To implement Section 1, the following work effort will be required:

- Draft, present, stakeholder, and adopt rules for the approval of new organizations approved to provide continuing education credits that are not in the approved list outlined in section 1(4)(a).
- Conduct stakeholder engagement activities to inform rulemaking for the new application process outlined in section 1(4)(b).
- Conduct stakeholder engagement activities regarding the alignment of equity-based school practice continuing education credits and cultural competency, diversity, equity and inclusion standards, as required by section 1(4)(d)
- Update PESB's website to include a list of approved continuing education providers, as required by section 1(6)
- Conduct rule- and standards-related communications (including internal and external, such as Code Reviser paperwork)
- Provide post-adoption communication and outreach to those impacted
- Provide technical support, such as the development and periodic revision of guidance to support implementation of rules, and other types of technical support

To Implement section 2, the following work effort will be required:

- Draft, present, stakeholder, and adopt rules regarding the creation of a complaint system for equity-based school practice continuing education providers and define what constitutes as a valid complaint, as required by section 2(1)

- Develop a webpage on PESB’s website where approved entities can submit complaints. ‘
- Coordinate with the Office of the Superintendent of Public Instruction to develop a report outlining a plan for the implementation of an auditing system and other recommendations for improving the clock hour system, as required by section 2(2)
- Present the report to the board for approval
- Consult with the office of the attorney general to support in developing the revocation/complaint process and responding to appeals, protests, or other actions resulting from revocations. We estimate that this will require 60 hours of attorney effort during fiscal year 2025, 120 hours during fiscal year 2026, and 80 hours per year during every subsequent fiscal year.
- Conduct rule- and standard-related communications (including internal and external, such as Code Reviser paperwork)
- Provide post-adoption communication and outreach to those impacted
- Provide technical support, such as the development and periodic revision of guidance to support implementation of rules, and other types of technical support

This work would require the following PESB effort and expenditures:

Fiscal Year 2024

Effort:

- 0.1 FTE program manager (\$90,000 salary per FTE)
- 0.1 FTE program/policy associate effort (\$70,000 salary per FTE)

Cost:

- \$16,000 Object A Salaries
- \$5,000 Object B Employee Benefits
- \$4,000 Object E Goods and Services
- \$1,000 Object G Travel
- \$26,000 Total

The Object E Goods and Services amount includes a \$3,000 estimate of indirect charges PESB will pay the Office of Superintendent of Public Instruction for facilities and administrative services.

Fiscal Year 2025

Effort:

- 1.0 FTE program manager (\$90,000 salary per FTE)
- 2.0 FTE program/policy associate effort (\$70,000 salary per FTE)

Cost:

- \$230,000 Object A Salaries
- \$83,000 Object B Employee Benefits
- \$53,000 Object E Goods and Services
- \$6,000 Object G Travel
- \$15,000 Object J Equipment
- \$387,000 Total

The Object E Goods and Services amount includes a \$44,000 estimate of indirect charges PESB will pay the Office of Superintendent of Public Instruction for facilities and administrative services.

Fiscal Year 2026 and Every Subsequent Fiscal Year (Ongoing)

Effort:

- 1.0 FTE program manager effort (\$90,000 salary per FTE)
- 2.0 FTE program/policy associate effort (\$70,000 salary per FTE)

Cost:
 \$230,000 Object A Salaries
 \$83,000 Object B Employee Benefits
 \$52,000 Object E Goods and Services
 \$6,000 Object G Travel
 \$4,000 Object J Equipment
 \$375,000 Total

The Object E Goods and Services amount includes a \$43,000 estimate of indirect charges PESB will pay the Office of Superintendent of Public Instruction for facilities and administrative services.

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	31,000	395,000	426,000	750,000	750,000
Total \$			31,000	395,000	426,000	750,000	750,000

III. B - Expenditures by Object Or Purpose

	FY 2024	FY 2025	2023-25	2025-27	2027-29
FTE Staff Years	0.1	3.0	1.6	3.0	3.0
A-Salaries and Wages	18,536	235,072	253,608	460,000	460,000
B-Employee Benefits	6,968	85,387	92,355	166,000	166,000
C-Professional Service Contracts					
E-Goods and Other Services	4,135	53,270	57,405	104,000	104,000
G-Travel	1,135	6,271	7,406	12,000	12,000
J-Capital Outlays	226	15,000	15,226	8,000	8,000
M-Inter Agency/Fund Transfers					
N-Grants, Benefits & Client Services					
P-Debt Service					
S-Interagency Reimbursements					
T-Intra-Agency Reimbursements					
9-					
Total \$	31,000	395,000	426,000	750,000	750,000

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
Director	126,800	0.0	0.0	0.0		
Program Manager	90,000	0.1	1.0	0.6	1.0	1.0
Program/Policy Associate	70,000		2.0	1.0	2.0	2.0
Total FTEs		0.1	3.0	1.6	3.0	3.0

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

There is no impact to the Capital Budget.

Part V: New Rule Making Required

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