

TBIP Adjustment

2017–19 Biennium Budget Decision Package

Agency: 350 Office of Superintendent of Public Instruction

Decision Package Code/Title: AW/TBIP Adjustments

Budget Period: 2017–19

Budget Level: M2

Agency Recommendation Summary Text:

Superintendent Dorn requests a change in the amount of General Fund State funds available for the central provision of assessments as prescribed in RCW 28A.180.090. This change is directly tied to new or revised terms with contractors and will support additional expenses of online test engine develop/implementation of an alternative assessment. Currently the amount available for assessments is provided by allowing OSPI to withhold a percentage of the appropriation for Transitional Bilingual Programs (Program 060). For the 2017–19 biennium, \$7.97 million is necessary in order to provide the assessments.

Fiscal Summary: Decision package total dollar and FTE cost/savings by year, by fund, for 4 years. Additional fiscal details are required below.

Operating Expenditures	FY 2018	FY 2019	FY 2020	FY 2021
Fund 001–01	\$3,884,500	\$4,088,534	\$4,300,983	\$4,523,833
Total Cost	\$3,884,500	\$4,088,534	\$4,300,983	\$4,523,833
Staffing	FY 2018	FY 2019	FY 2020	FY 2021
FTEs	1.0	1.0	1.0	1.0
Revenue	FY 2018	FY 2019	FY 2020	FY 2021
Fund 001–01	1.0	1.0	1.0	1.0
Object of Expenditure	FY 2018	FY 2019	FY 2020	FY 2021
Obj. A	\$85,000	\$87,567	\$88,434	\$88,434
Obj. B	\$28,050	\$28,897	\$29,183	\$29,183
Obj. C	\$3,726,450	\$3,927,070	\$4,138,366	\$4,361,216
Obj. E	\$35,000	\$35,000	\$35,000	\$35,000
Obj. G	\$10,000	\$10,000	\$10,000	\$10,000
Obj. J	\$0	\$0	\$0	\$0
Obj. N	\$0	\$0	\$0	\$0

Package Description

Background:

Section 512(3) of 2ESHB 2376 (2016 supplemental budget) allows OSPI to withhold 2.40% of the FY16 and 1.97% of the FY17 Transitional Bilingual appropriations solely for the central provision of assessments. The maximum withholding amounts are \$2,846,712 in FY16 and \$2,456,905 in FY17. The withholding amount covers assessment costs and agency management of the testing program.

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Current Situation:

OSPI adopted a new English Language Proficiency Assessment (ELPA) based on the adoption of the new English language proficiency standards (ELPs). OSPI has been part of a 10–state collaborative, ELPA21, using a U.S. Department of Education grant to develop the new assessment aligning to the state’s adopted ELP standards. The past year’s costs for assessment design/development and post–administration data analyses were covered under the funding from the USED grant; the state covered (through supplemental budget funding) the costs of the actual student administration and scoring/reporting activities.

OSPI has been informed that USED grant funds will no longer be available to support the new language proficiency assessment. OSPI requires an additional \$3,884,500 for FY18 and \$4,088,534 for FY19 in order to provide the assessments.

Proposed Solution:

An increase is necessary to allow for FY18 expenditures of \$3.9 million and FY19 expenditures of \$4.1 million, respectively. The actual withholding rate cannot be determined until caseload–based appropriation amounts Transitional Bilingual Programs (program 060) are determined. This funding request is directly tied to new or revised terms with contractors.

Base Budget: If the proposal is an expansion or alteration of a current program or service, provide information on the resources now devoted to the program or service.

Proposed budget is expansion of existing services; as stated above OSPI has authorization to use a percentage of annual TBIP funding – the agency requires additional funding in order to cover projected assessment program costs.

Decision Package expenditure, FTE and revenue assumptions, calculations and details:

SY 2016–17 student projections used as starting place for all cost assumptions. Projections are based on an annual student growth projection of 5% by OSPI. Vendor charges and addition of the alternate assessment are predominant elements of costs of projected program expenditures. Student count (SY16–17) = 130,000.

Testing Program Costs:

	FY 18	FY 19	FY 20	FY 21
Projected # of students ¹	136,500	143,325	150,491	158,016
Per student Cost of Assessment	\$26	\$26	\$26	\$26
Testing Program Total Costs	3,549,000	3,726,450	3,912,766	4,108,416

Alternate Assessment Costs:

	FY 18	FY 19	FY 20	FY 21
Projected # of Students with Significant Cognitive Challenges ² (# of students x 1%)	1,365	1,433	1,504	1,580
Per student Cost of Assessment	\$130	\$140	\$150	\$160
Testing Program Total Costs	\$177,450	\$200,620	\$225,600	\$252,800

¹ Based on annual student growth projection of 5%.

² The cost for an alternate assessment for ELs is calculated by assuming 1% of general EL population and multiplying by proposed rate quoted by existing vendor.

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Staff and agency support costs for FY18 are estimated at (total) \$158K; \$123K (staff/admin) and \$35K teacher support/training. The same methods of estimation were used to derive the contract costs for FY20 and FY21 – 5% annual student population increase, \$26/student for ELPA21, Alt-ACCESS (the 1% [WiDA](#) Alternate Assessment cost increases \$10 each year) – staff and other costs are held constant.

Overall costs:

	FY 18	FY 19	FY 20	FY 21
Testing Program	3,549,000	\$3,726,450	\$3,912,766	\$4,108,416
Alternate Assessment	\$177,450	\$200,620	\$225,600	\$252,800
OSPI Staff/Admin Support	\$123,050	\$126,464	\$127,617	\$127,617
Teacher Support/PD	\$35,000	\$35,000	\$35,000	\$35,000
Total	\$3,884,500	\$4,088,534	\$4,300,983	\$4,523,833

Staff and contract totals reflect the latest information on the estimates under the arranged proposal from the supporting vendors (ELPA21 at UCLA and WIDA), and historical agency data (staff costs); the training and travel costs are best estimates based on need of including training time with teachers, employing teachers to further the ELPA21 program needs, and staff travel to facilitate these efforts.

Decision Package Justification and Impacts

What specific performance outcomes does the agency expect?

Delivery of assessment to all eligible ELs identified by schools/districts as required by the U.S. Department of Education.

Performance Measure detail:

N/A

Fully describe and quantify expected impacts on state residents and specific populations served.

Eligible ELs are assessed using a testing instrument aligned to the state’s English language development standards.

Distinction between one-time and ongoing costs:

Withholding amounts will change annually depending on the total amount of the TBIP appropriation and costs to conduct the assessments.

What are other important connections or impacts related to this proposal?

Impact(s) To:		Identify / Explanation
Regional/County impacts?	No	Identify:
Other local gov’t impacts?	No	Identify:
Tribal gov’t impacts?	Yes	Identify: The same testing instrument will be used to identifying qualifying Native students for Title III services.

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Impact(s) To:		Identify / Explanation
Other state agency impacts?	No	Identify:
Responds to specific task force, report, mandate or exec order?	Yes	Identify: Testing is required by state and federal law under both the TBIP and ESSA.
Does request contain a compensation change?	No	Identify:
Does request require a change to a collective bargaining agreement?	No	Identify:
Facility/workplace needs or impacts?	No	Identify:
Capital Budget Impacts?	No	Identify:
Is change required to existing statutes, rules or contracts?	No	Identify:
Is the request related to or a result of litigation?	No	Identify lawsuit (please consult with Attorney General's Office):
Is the request related to Puget Sound recovery?	No	If yes, see budget instructions Section 14.4 for additional instructions
Identify other important connections	N/A	

Please provide a detailed discussion of connections/impacts identified above.

The State is currently using the same English language proficiency assessment to identify eligible Native students for English language support services categorized under Title III legislation. At present existing state law (Transitional Bilingual Instructional Program) and federal law (Elementary & Secondary Education Act, current version titled Every Student Succeeds Act) require testing of all identified, eligible English Learners (ELs) and Native students to determine if English language development supports are needed.

What alternatives were explored by the agency and why was this option chosen?

The only other option would be to increase funds made available for the TBIP program. This option was chosen as a way to save overall costs to the state while fulfilling state and federal assessment obligations.

What are the consequences of not funding this request?

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Transitional Bilingual program assessments could not be completed. If a student is not properly assessed (through the regular assessment or by using an alternate assessment) we will be unable to ensure that ELs have been determined to be at a status of English language acquisition that guarantees a student's

- (i) ...ability to meet the challenging State academic standards;
- (ii) ...ability to successfully achieve in classrooms where the language of instruction is English; or
- (iii) ...opportunity to participate fully in society.³

How has or can the agency address the issue or need in its current appropriation level?


The amount required to address the projected funding shortfall cannot be accomplished using other agency appropriations. The agency can remain within existing program appropriation (TBIP) with an adjustment to state's administrative set-aside. The adjustment amounts to approximately \$10/student more than the current administrative set-aside.

Other supporting materials: Please attach or reference any other supporting materials or information that will help analysts and policymakers understand and prioritize your request.

Activity Inventory:

Activity Inventory Item	Prog	Staffing			Operating Expenditures		
		FY 2018	FY 2019	Avg	FY 2018	FY 2019	Total
A005	060				\$3,884,500	\$4,088,534	\$7,973,034
Total Activities					\$3,884,500	\$4,088,534	\$7,973,034

Information technology: Does this Decision Package include funding for any IT-related costs, including hardware, software, services (including cloud-based services), contracts or IT staff?

No 

Yes Continue to IT Addendum below and follow the directions on the bottom of the addendum to meet requirements for OCIO review.)

³ ESSA Sec. 8101 (20)(D)