

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 1187-01
Bill No.: HB 462
Subject: Education, Elementary and Secondary; Tax Credits; Teachers
Type: Original
Date: February 4, 2019

Bill Summary: This proposal creates certified teacher externships.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2020	FY 2021	FY 2022
General Revenue	(Could exceed \$124,920)	(Could exceed \$100,000)	(Could exceed \$100,000)
Total Estimated Net Effect on General Revenue	(Could exceed \$124,920)	(Could exceed \$100,000)	(Could exceed \$100,000)

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2020	FY 2021	FY 2022
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 8 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2020	FY 2021	FY 2022
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2020	FY 2021	FY 2022
Total Estimated Net Effect on FTE	0	0	0

Estimated Net Effect (expenditures or reduced revenues) expected to exceed \$100,000 in any of the three fiscal years after implementation of the act.

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2020	FY 2021	FY 2022
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

§135.1904 Externship Tax Credit

Office of the **Office of Administration Division of Budget and Planning (B&P)** assume this proposal would grant a tax credit to a business that provides certified teacher externships. For tax years beginning on or after January 1, 2020, a business may claim a tax credit for up to 50% of costs incurred to provide teacher externships. The amount of credit claimed cannot exceed the state tax liability. The tax credit may be carried forward for five years.

B&P can find no available information regarding the frequency, duration, or cost of teacher externships. Consequently, B&P cannot provide an estimate of potential costs. Total State Revenue would be reduced by an unknown amount.

This proposal could impact the calculation under Article X, Section 18(e).

Officials at the **Department of Revenue (DOR)** assume §135.1904 states that, for all tax years beginning on or after January 1, 2020, any qualified business shall be allowed to claim a tax credit against the state tax liability of the qualified business in an amount equal to fifty percent of the costs the qualified business incurred to provide certified teacher externships during the tax year for which the credit is claimed. The amount of credit under this section can't exceed the amount of state tax liability of the qualified business for the tax year that the credit is claimed.

Per a document published by the Missouri Department of Elementary Secondary Education in October 2017, there has been approximately 900 teachers, counselors and administrators that have participated in externships and work based learning since "2013-14." The Department understands that, "2013-14" could have different meanings. The Department will show its impact, though, assuming that 2013-14 means fiscal year 2014. The Department then estimates that over the past 4 years, 225 teachers or counselors or administrators participated in externships or work based learning each year.

Office of the **Department of Elementary and Secondary Education (DESE)** assume in regards to §135.1904 tax subsidies reduce the state's revenues and decrease the amount of money available for public schools and all public school students. DESE stated that annually they give out 350-400 grants through the Pathways for Teachers Program to teachers who want to do externships.

ASSUMPTION (continued)

Office of the **Department of Economic Development (DED)** assume this legislation creates §135.1904 giving a qualified business (any business in the state subject to income tax" that provides certified teacher externships (an externship that meets requirements created by DED and DESE under 168.025) a tax credit of 50% of the costs the qualified business incurred to provide the externship during the tax year, not to exceed the tax liability of the qualified business for the tax year in which the credit is claimed. This proposal starts January 1, 2020. DOR is to promulgate rules and there is no overall cap on the program.

This fiscal note does not provide an impact for the actual tax credit because DOR administers the tax credit. However, DED will need to hire 1 Economic Development Incentive Specialist III (\$51,108) to implement the program, to work toward creating the required definitions under 168.025 and to help DOR in administering the program from the DED side.

Oversight assumes that since this proposal requires that DOR administer the tax credit and DED is to help DESE with the work group that DED could absorb these duties with existing staff.

Oversight notes this proposal creates a tax credit for businesses that provide certified teacher externships. Oversight notes this proposal does not provide a cap for businesses that claim the tax credit nor does it provide an annual cumulative cap. It states the tax credit is 50% of the costs of the business to provide the externship.

Oversight notes that DESE's Pathways for Teacher's Program helps educators connect classroom academic knowledge to real world business and industry applications. According to the DESE Pathways for Teacher's Grant Application, since the 2013-2014 school year, 1,100 teachers have participated in the program through externships.

Oversight notes this proposal allows a business that provides the externship experience to recoup 50% of its costs in offering the externship. Oversight was unable to find how long the average externship lasts, an average cost to a business for hosting an externship or any detailed data on externships offered annually. Oversight notes that should the 350 teachers that DESE estimates will participate in externships, cost a business over \$600 in additional expenses this proposal would cost the State more than \$100,000 in tax credits. Oversight for informational purposes is showing the impact of the average number of teachers annually times various tax credit amounts.

ASSUMPTION (continued)

Teachers	Business Expenses	Tax Credit Claimed	Potential Impact to State
350	\$200	\$100	\$35,000
350	\$1,000	\$500	\$175,000
350	\$2,000	\$1,000	\$350,000
350	\$10,000	\$5,000	\$1,750,000
350	\$20,000	\$10,000	\$3,500,000

Since, this proposal does not have a cap, **Oversight** will show the impact as Could exceed \$100,000.

Officials at the **Joint Committee on Administrative Rules (JCAR)** assume this proposal is not anticipated to cause a fiscal impact beyond current appropriations.

Oversight assumes JCAR will be able to administer any rules resulting from this proposal with existing resources.

Officials from the **Office of the Secretary of State (SOS)** assume many bills considered by the General Assembly include provisions allowing or requiring agencies to submit rules and regulations to implement the act. The SOS is provided with core funding to handle a certain amount of normal activity resulting from each year's legislative session. The fiscal impact for this fiscal note to the SOS for Administrative Rules is less than \$5,000. The SOS recognizes that this is a small amount and does not expect that additional funding would be required to meet these costs. However, the SOS also recognizes that many such bills may be passed by the General Assembly in a given year and that collectively the costs may be in excess of what the office can sustain with the core budget. Therefore, the SOS reserves the right to request funding for the cost of supporting administrative rules requirements should the need arise based on a review of the finally approved bills signed by the governor.

Oversight assumes the SOS could absorb the costs of printing and distributing regulations related to this proposal. If multiple bills pass which require the printing and distribution of regulations at substantial costs, the SOS could require additional resources.

ASSUMPTION (continued)

Oversight currently does not have the data or resources available to produce independent revenue projections, therefore Oversight uses the same assumptions for revenue growth as the FY 2020 Consensus Revenue Estimate (CRE) for revenue growth in all future years. The CRE assumes an increase in net general revenue collections of \$192.6 million for FY 2020.

Oversight notes pursuant to §143.011 - §143.022 (SBs 509 & 496 2014) if the previous fiscal year's net general revenue collections exceed the highest net general revenue collections of the three previous fiscal years by at least \$150 million, then there will be a reduction in the individual income tax rate by one-tenth of a percent and a reduction for individual income tax filers of 5% of "business income." These reductions will reduce net General Revenue collections by an estimated \$160.0 million annually. Oversight notes the proposed legislation may impact future net revenue collections and could impact future triggering of the rate reductions required under §143.011 - §143.022.

§168.025 Work Group on Externships

Officials at the **DED** assume this section requires DED and DESE to convene a work group to develop and recommend the requirements for teacher externships. After the group provides recommendations, DED and DESE must adopt and publish on their websites the requirements before July 1, 2020. DESE to promulgate rules to implement.

Office of the **DESE** assume in order to convene the workgroups, it is estimated to cost \$24,920 for 20 members and 4 days of meetings.

Oversight will show the workgroup cost in the fiscal note.

<u>FISCAL IMPACT - State Government</u>	FY 2020 (10 Mo.)	FY 2021	FY 2022
GENERAL REVENUE			
<u>Revenue Reduction</u> - DOR §135.1904 tax credit for expenses in providing an externship	(Could exceed \$100,000)	(Could exceed \$100,000)	(Could exceed \$100,000)
<u>Cost</u> - DESE §168.025 work group costs	(<u>\$24,920</u>)	<u>\$0</u>	<u>\$0</u>
ESTIMATED NET EFFECT ON GENERAL REVENUE	<u>(Could exceed \$124,920)</u>	<u>(Could exceed \$100,000)</u>	<u>(Could exceed \$100,000)</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2020 (10 Mo.)	FY 2021	FY 2022
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

Small businesses that participate in the program could be impacted.

FISCAL DESCRIPTION

This bill provides a definition for "certified teacher externship," "qualified business," and "tax credit" for the purposes of Section 135.1904, RSMo, and "teacher externship" for Section 168.025. This bill provides for a tax credit of up to 50% of the cost incurred to any business that provides an opportunity for a teacher externship.

The bill also directs the Department of Economic Development and the Department of Elementary and Secondary Education to convene a work group to develop requirements for teacher externships along with an equivalency schedule to allow externship hours to be considered for increases similar to graduate-level coursework on the salary schedule for districts.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Economic Development
Department of Elementary and Secondary Education
Department of Revenue
Joint Committee on Administrative Rules
Office of Administration Division of Budget and Planning
Office of the Secretary of State



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