

Department of Planning and Budget 2022 Fiscal Impact Statement

1. Bill Number: HB1009

House of Origin	<input type="checkbox"/> Introduced	<input checked="" type="checkbox"/> Substitute	<input type="checkbox"/> Engrossed
Second House	<input type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input type="checkbox"/> Enrolled

2. Patron: Durant

3. Committee: Education

4. Title: Board of Education; policy on sexually explicit instructional material.

5. Summary: Requires the Department of Education to develop, and each local school board to adopt, policies for ensuring parental notification of any instructional material that includes sexually explicit material and include information, guidance, procedures, and standards relating to: 1) ensuring parent notification; 2) directly identifying the specific instructional material and sexually explicit subjects; and 3) permitting the parent of any student to review instructional material that includes sexually explicit visual material and provide, as an alternative, non-explicit instructional material and related academic activities to any student whose parent so requests. The bill requires that the Department of Education shall develop and make available to each school board the model policies no later than July 31, 2022 and that each school board shall adopt the policies no later than January 1, 2023.

6. Budget Amendment Necessary: No

7. Fiscal Impact Estimates: Preliminary, see Item 8.

8. Fiscal Implications: There is no anticipated state fiscal impact resulting from the provisions of this bill. The Department of Education can absorb any costs associated with establishing policies. Any impact to local school divisions is indeterminate.

9. Specific Agency or Political Subdivisions Affected: Board of Education, Department of Education, local school divisions.

10. Technical Amendment Necessary: No

11. Other Comments: Model policies for local school boards typically need to be made available through the Virginia Regulatory Town Hall platform for public comment and review. This process typically takes at least two months to complete. The Department of Education states that it is unlikely it can meet the model policies deadline of July 31, 2022, as required by this bill, while following the standard regulatory review process.

This bill is similar to SB656.