

February 18, 2021

The Honorable Sean Tarwater, Chairperson
House Committee on Commerce, Labor and Economic Development
Statehouse, Room 151D-S
Topeka, Kansas 66612

Dear Representative Tarwater:

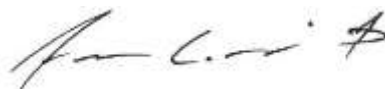
SUBJECT: Fiscal Note for HB 2351 by House Committee on K-12 Education Budget

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2351 is respectfully submitted to your committee.

HB 2351 would exempt any business that accepts a secondary student in a work-based learning program from certain claims arising from a student's negligent act as a result of participating in the program at the business or work site. Except for incidents arising from gross negligence or willful misconduct, a student's school district would be solely responsible for civil liability for these claims. The bill would define "work-based learning program" as a program in a secondary curriculum that includes work study, on-the-job training, job shadowing, internships, clinicals, practicums, apprenticeships, co-ops, and industry-led service-learning projects. In addition, the bill would allow school districts to purchase insurance contracts to insure against liability claims.

The Department of Education states that the enactment of HB 2351 would not affect state aid to school districts. However, the bill would increase school districts' exposure to liability for students participating in work-based learning programs. The bill would allow those districts that have participating students to purchase the appropriate insurance contract coverage to offset this additional potential liability. Any increase in insurance premium costs would be borne by local districts.

Sincerely,



Adam Proffitt
Director of the Budget

cc: Craig Neuenswander, Education