

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 3687-01
Bill No.: HB 1115
Subject: Education, Elementary and Secondary: Elementary and Secondary Education
Dept; Liability
Type: Original
Date: March 24, 2006

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2007	FY 2008	FY 2009
Total Estimated Net Effect on General Revenue Fund	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2007	FY 2008	FY 2009
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 4 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2007	FY 2008	FY 2009
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2007	FY 2008	FY 2009
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Office of State Courts Administrator** assume there will be no fiscal impact on the Courts.

Officials from the **Department of Elementary and Secondary Education (DESE)** state this proposed legislation will have no fiscal impact on their agency or on local school districts.

Officials from the **Department of Health and Senior Services (DOHSS)** state this proposal would not be expected to fiscal impact the operations of DOHSS. If a fiscal impact were to result, funds to support the program would be sought through the appropriations process

Officials from the **Department of Public Safety - Office of the Director** stated there would be no fiscal impact for their agency.

Officials from the **Poplar Bluff School District** assumed this proposal could only have a positive fiscal impact on public schools.

Officials from the **Columbia School District** have indicated this proposal could have fiscal impact on their district, but did not quantify the impact.

ASSUMPTION (continued)

Oversight assumes that the training requirement by school districts is elective; therefore, no fiscal impact is assigned to the local school districts.

A fiscal impact request was sent to the school districts of **St Louis, Maryville, Springfield and others** who did not respond to a request for fiscal impact of the proposal.

<u>FISCAL IMPACT - State Government</u>	FY 2007	FY 2008	FY 2009
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2007	FY 2008	FY 2009
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

DESCRIPTION

This proposed legislation expands existing liability protection for teachers and other school personnel from matters of school discipline to include other issues handled in conformity with the established policies of the school board. Employees who are not qualified to administer medication and who refuse to administer it will be exempt from liability for refusing, and school districts may require that an employee obtain the necessary training. Qualified employees will also be exempt from liability for administering medicine in good faith and according to standard medical practice, and trained employees will be exempt from liability for administering cardiopulmonary resuscitation or other lifesaving measures in good faith. Persons administering defibrillators are also immune from liability under certain conditions.

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 Elementary and Secondary Education
Office of State Courts Administrator
Department of Health and Senior Services
Department of Public Safety
School Districts
 Columbia
 Poplar Bluff

NOT RESPONDING

School Districts
 St Louis
 Maryville
 Springfield
 Other school districts

A handwritten signature in black ink that reads "Mickey Wilson". The signature is written in a cursive, flowing style.

Mickey Wilson, CPA
Director
March 24, 2006