

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 3813-01
Bill No.: HB 1722
Subject: Education, Elementary and Secondary: Elementary and Secondary Education
Department
Type: Original
Date: February 6, 2008

Bill Summary: Modifies various provisions relating to liability of school employees and volunteers.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2009	FY 2010	FY 2011
Total Estimated Net Effect on General Revenue Fund	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2009	FY 2010	FY 2011
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 5 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2009	FY 2010	FY 2011
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2009	FY 2010	FY 2011
Total Estimated Net Effect on FTE	0	0	0

☐ Estimated Total Net Effect on All funds expected to exceed \$100,000 savings or (cost).

☐ Estimated Net Effect on General Revenue Fund expected to exceed \$100,000 (cost).

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2009	FY 2010	FY 2011
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Office of State Courts Administrator** state this proposal has no fiscal impact on the Courts.

Officials from the **Department of Public Safety - Office of the Director** state this proposal will have no fiscal impact on the Office of the Director.

Officials from the **Department of Social Services** state this proposal will have no fiscal impact on their agency.

Officials from the **Office of 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 to the SOS office for Administrative Rules for this proposal is less than \$2,500. The SOS recognizes this is a small amount and does not expect additional funding would be required to meet these costs. However, SOS also recognizes that many such bills may be passed in a given year and that collectively the costs may be in excess of what the SOS can sustain with their core budget. Any additional required funding would be handled through the budget process.

§168.133

Officials from the **Department of Elementary and Secondary Education (DESE)** presented two assumptions:

- 1) The new language simply speaks to the one-year validity of the background check and fingerprint collection; therefore, no additional fiscal impact will be incurred.
- 2) The language will require every individual having contact with any pupil to undergo the criminal background check and fingerprint collection on an annual basis. Should the second assumption be correct, the result will be annual costs to local school districts totaling \$4,071,600 (78,000 pupil contact individuals x \$52.20 fee) and a significant increase in workload for DESE.

DESE also assumes FBI rules prohibit the practice of transferring criminal background check and fingerprint collection from one school district to another district.

ASSUMPTION (continued)

LMD:LR:OD (12/02)

ASSUMPTION (continued)

Oversight assumes, based on information from the **Department of Public Safety - Missouri State Highway Patrol**, that background information may be transferred from one government entity to another; therefore, such information can be transferred from one school district to another during the one-year period outlined in the proposed legislation. Oversight assumes no significant fiscal impact to DESE or local school districts.

Officials from the **Marshfield R-I Public School District** state this proposal could save the cost of a couple of background checks totaling at most \$110. (§168.133)

Officials from the **Boone County Sheriff's Office** and the **Springfield Police Department** state there will be no fiscal impact to their respective agencies as a result of this proposal.

<u>FISCAL IMPACT - State Government</u>	FY 2009 (10 Mo.)	FY 2010	FY 2011
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	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
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<u>FISCAL IMPACT - Local Government</u>	FY 2009 (10 Mo.)	FY 2010	FY 2011
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	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
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FISCAL IMPACT - Small Business

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

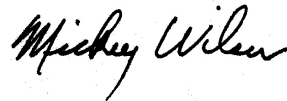
FISCAL DESCRIPTION

The proposed legislation appears to have no fiscal impact.

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

Office of State Courts Administrator
Department of Elementary and Secondary Education
Department of Public Safety
 Office of the Director
 Missouri State Highway Patrol
Office of Secretary of State
 Administrative Rules Division
Department of Social Service
Marshfield R-I Public School District
Local Law Enforcement
 Springfield Police Department
 Boone County Sheriff's Department



Mickey Wilson, CPA
Director
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