

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 1332-02
Bill No.: HCS for HB 739
Subject: Elementary and Secondary Education; Boards, Commissions, Committees, and Councils; Sunshine Law
Type: Original
Date: March 11, 2019

Bill Summary: This proposal modifies provisions relating to preventing sexual misconduct in schools.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2020	FY 2021	FY 2022
Total Estimated Net Effect on General Revenue	\$0	\$0	\$0

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 5 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	(Unknown)	(Unknown)	(Unknown)

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Department of Elementary and Secondary Education (DESE)** assume the proposal will result in no cost to the department. DESE assumes the training materials will be developed by the task force as established in section 210.1200. **Oversight** notes §210.1200 creates the Task Force on the Prevention of Sexual Abuse of Children, from SB 843 (2018).

Officials from the **Department of Social Services, Missouri Office of Prosecution Services, Department of Mental Health and Department of Health and Senior Services** each assume the proposal will have no fiscal impact on their respective organizations.

Oversight notes that the responding state agencies have stated the proposal would not have a direct fiscal impact on their organization. Oversight does not have any information to the contrary. Therefore, Oversight will reflect a zero impact on the fiscal note.

Officials from **Wellsville-Middletown R-1 School District** state they are concerned with the potential cost of the proposal.

Officials from **Springfield Public Schools** assume this would cost \$130,000 for staff for training and human resource processes.

Oversight assumes this proposal requires school districts to provide training on identifying the signs of sexual abuse to school board members beginning in FY 2020. In addition, school districts shall provide trauma-informed, developmentally-appropriate sexual abuse training to students in all grades not lower than the sixth grade beginning in FY 2021. Oversight will show an unknown cost to schools districts beginning in FY 2020.

In response to a previous version, officials from the **Office of the Secretary of State (SOS)** state 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.

ASSUMPTION (continued)

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.

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

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

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

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

SCHOOL DISTRICTS

<u>Cost</u> - sexual abuse training for school board members and students	<u>(Unknown)</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
---	------------------	------------------	------------------

ESTIMATED NET EFFECT ON SCHOOL DISTRICTS	<u>(Unknown)</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
---	-------------------------	-------------------------	-------------------------

FISCAL IMPACT - Small Business

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

FISCAL DESCRIPTION

This bill requires full disclosure between school districts about a former employee when requested, specifically regarding any confirmed violation of a board policy related to abusive behavior toward a student. Additionally, any school, before offering employment, must contact

FISCAL DESCRIPTION (continued)

the district or charter school that previously employed the prospective hire and request information (Section 162.068, RSMo).

The bill increases the training hours for initial school board members from 16 to 18 hours and 30 minutes, and further requires that the training include two hours and 30 minutes of sexual abuse training. Additionally, returning board members must take at least one hour of refresher training annually (Section 162.203).

This bill requires that schools provide age appropriate sexual abuse training to students in grades six and up. The training will be developed by the Department of Elementary and Secondary Education (Section 170.045).

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
Joint Committee on Administrative Rules
Office of the Secretary of State
Wellsville-Middletown R-1 School District
Springfield Public Schools



Kyle Rieman
Director
March 11, 2019

Ross Strobe
Assistant Director
March 11, 2019