

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 6656H.011
 Bill No.: HB 3113
 Subject: Health Care; Drugs and Controlled Substances; Law Enforcement Officers and Agencies; Public Buildings; Department of Elementary and Secondary Education; Crimes and Punishment; Criminal Procedure
 Type: Original
 Date: February 9, 2026

Bill Summary: This proposal establishes provisions relating to drug overdose prevention and investigation of drug-related deaths.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND

FUND AFFECTED	FY 2027	FY 2028	FY 2029
General Revenue*	(Unknown)	(Unknown)	(Unknown)
Total Estimated Net Effect on General Revenue	(Unknown)	(Unknown)	(Unknown)

*Oversight notes each state agency will need to supply Naloxone for each building under their jurisdiction.

ESTIMATED NET EFFECT ON OTHER STATE FUNDS

FUND AFFECTED	FY 2027	FY 2028	FY 2029
College and Universities*	(Could exceed \$392,000)	(Unknown)	(Unknown)
Total Estimated Net Effect on <u>Other</u> State Funds	(Could exceed \$392,000)	(Unknown)	(Unknown)

*Oversight notes college and university police officers would be required to attend additional training, and each building would be required to supply Naloxone.

Numbers within parentheses: () indicate costs or losses.

ESTIMATED NET EFFECT ON FEDERAL FUNDS

FUND AFFECTED	FY 2027	FY 2028	FY 2029
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)

FUND AFFECTED	FY 2027	FY 2028	FY 2029
Total Estimated Net Effect on FTE	0	0	0

- Estimated Net Effect (expenditures or reduced revenues) expected to exceed \$250,000 in any of the three fiscal years after implementation of the act or at full implementation of the act.
- Estimated Net Effect (savings or increased revenues) expected to exceed \$250,000 in any of the three fiscal years after implementation of the act or at full implementation of the act.

ESTIMATED NET EFFECT ON LOCAL FUNDS

FUND AFFECTED	FY 2027	FY 2028	FY 2029
Local Government*	(Unknown)	(Unknown)	(Unknown)

*Oversight notes school districts, political subdivisions and community colleges will be required to have a supply of Naloxone in each of their respective buildings on campus. Furthermore, community college campus police will be required to attend additional training.

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Office of Administration, Department of Public Safety (Alcohol and Tobacco Control, Capitol Police, and Missouri Veterans Commission), Missouri Ethics Commission, Missouri National Guard, Office of the State Courts Administrator, Office of the State Public Defender, Missouri Office of Prosecution Services and Missouri Higher Education Loan Authority** did not respond to **Oversight's** request for fiscal impact for this proposal.

§8.990 – Naloxone Supply in Public Buildings

Officials from **Office of Administration - Administrative Hearing Commission (AHC)** note because their Jefferson City building is owned by the federal government, they do not expect a fiscal impact from this bill. However, if the bill becomes law, they will consider voluntary compliance in the interest of serving the spirit of the bill.

The AHC also has a Springfield office under the management of the OA-FMDC and they defer to OA's fiscal note for the impact of providing naloxone at that location.

Officials from **Missouri Department of Transportation (MODOT)** assume this bill would require overdose kits to be installed in public facilities. MoDOT estimates that each kit would cost approximately \$110 and would be needed at 29 buildings, for a total of \$3,190. Additional costs would be incurred for restocking as needed or expired.

Officials from **Department of Elementary and Secondary Education (DESE)** assume they are not responsible for supplying the naloxone in all public buildings or for developing the education programs on fentanyl use. Thus, this legislation has no fiscal impact on DESE.

Officials from **Department of Mental Health (DMH)** assume the provisions do not specify which entity or entities are responsible for ensuring that all public buildings maintain a supply of naloxone. However, it could be reasonably assumed, given that Chapter 8 generally relates to state buildings, the provisions would be administered by the Office of Administration (OA) due to their role in the support of statewide operations, with emphasis on FMDC. Due to this, the Department of Mental Health defers to OA-FMDC.

Officials from **Department of Health and Senior Services (DHSS)** assume §8.990 of the proposed legislation will require the Department to maintain a supply of naloxone at any office occupied by DHSS staff. It is assumed that the Department can absorb the costs of this bill with current resources. However, if costs significantly increased or other legislation was enacted, additional resources would be requested through the appropriation process.

Officials from the **University of Missouri System** assume \$160 per protective box kit, \$300 per installation of box, \$30 medicine cost per kit, approximately 800 buildings, and then annual cost of \$30 for expired medicine and \$20 annual cost for labor to replace medicine. (\$392,000 initial cost.)

Oversight notes due to the Office of Administration not responding to Oversight's request, it is unclear whether the Departments or OA-FMDC will be responsible for supplying the Naloxone to all state public buildings. Therefore, Oversight will reflect an unknown cost to all state agencies to supply Naloxone for each of their buildings.

Oversight notes, based on the University of Missouri's estimate, there will be costs for college and universities. Oversight is unsure how many buildings each campus has. Therefore, Oversight will reflect a cost to college and universities that would likely exceed \$392,000 as estimated by the University of Missouri System.

Oversight notes school districts, political subdivisions and community colleges would be responsible for ensuring Naloxone supplies to each building in their respective organizations. Oversight notes each entity's needs are different based on building count. Therefore, Oversight will reflect an unknown cost to school district, political subdivision and community college to supply Naloxone for each building.

§9.507 - Fentanyl Poisoning Awareness Month

Oversight assumes this section designates October as "Fentanyl Poisoning Awareness Month" in Missouri. Which encourages citizens to participate in appropriate events to raise awareness about the dangers of fentanyl. Oversight does not anticipate a fiscal impact from this provision.

§161.506 – School Drug and Alcohol Program

Oversight notes this proposal requires the local drug-free school advisory committee, which is established by the school board to develop an education program on fentanyl use and poisoning for students in grades six through twelve. Oversight assumes there would be no additional cost for the local drug-free school advisory committee to develop a program as defined in the proposal. Oversight notes there are many free curriculums addressing fentanyl usage and poisoning such as [REACH Lab \("Safety First"\)](#), and [Operation Prevention](#).

Oversight does not anticipate a fiscal impact from this provision.

§590.198 – Operation Overdose Justice Initiative

Officials from the **University of Central Missouri** assume an indeterminate impact, may require funds to send law enforcement officers to Operation Overdose Justice Initiative training.

Oversight notes the proposal requires every law enforcement agency in the state shall participate in training provided through the POST program's Operation Overdose (OD) Justice Initiative. Therefore, Oversight will reflect a zero (no cost for training) or Unknown for local law enforcement agencies, colleges and universities, and community colleges.

§590.1700 – Drug Related Death Investigation Procedure

Officials from the **Jefferson County Sheriff's Department** assume this legislation would impose a significant unfunded mandate, with projected costs in the hundreds of thousands of dollars and potentially approaching \$1 million for the Jefferson County Sheriff's Office alone. In many cases, law enforcement cannot determine the cause of death until toxicology results are returned, which can take months. Not all death scenes warrant the same level of investigation, and requiring full homicide-level processing for overdose or drug-related deaths would unnecessarily divert limited personnel and resources. Most agencies simply do not have the funding or staffing capacity to absorb these requirements.

Oversight assumes based on Jefferson County Sheriff's Department's assumption that law enforcement agencies may require additional staff and resources to handle the requirements of the proposal. Therefore, Oversight will show a cost to local law enforcement agencies for additional investigation requirements as zero (no additional staff needed) to Unknown.

Responses regarding the proposed legislation as a whole

Officials from the **Office of Attorney General (AGO)** assume any potential litigation costs arising from this proposal can be absorbed with existing resources. The AGO may seek additional appropriations if the proposal results in a significant increase in litigation or investigation costs.

Oversight does not have any information to the contrary. Therefore, Oversight assumes the AGO will be able to perform any additional duties required by this proposal with current staff and resources and will reflect no fiscal impact to the AGO for fiscal note purposes.

Officials from the **Office of Administration Budget & Planning, Department of Commerce and Insurance, Department of Economic Development, Department of Higher Education and Workforce Development, Department of Natural Resources, Department of Corrections, Department of Labor and Industrial Relations, Department of Revenue, Department of Public Safety (Fire Safety, Gaming Commission, State Emergency Management Agency, Missouri Highway Patrol, and Director's Office), Department of Social Services, Office of the Governor, Missouri Department of Agriculture, Missouri Department of Conservation, MoDOT & Patrol Employees' Retirement System, Petroleum Storage Tank Insurance Fund, Office of the Secretary of State, Office of the State Treasurer, Missouri House of Representatives, Missouri Senate, Lottery, Missouri Consolidated Health Care Plan, Missouri State Employee's Retirement System and State Tax Commission** each assume the proposal will have no fiscal impact on their organization.

Officials from the **City of Kansas City** assume the proposed legislation has a negative fiscal impact of an indeterminate amount. However, they do not further elaborate on how the cost would be realized.

Officials from the **Perryville Police Department** assume the proposal will have a fiscal impact on their organization but did not provide any additional information.

Officials from the **Newton County Health Department, St. Louis City County Assessor, Phelps County Sheriff, Kansas City Police Department** and **St. Louis County Police Department** each assume the proposal will have no fiscal impact on their organization. **Oversight** does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note for this agency.

Oversight only reflects the responses that we have received from state agencies and political subdivisions; however, other school districts were requested to respond to this proposed legislation but did not. Upon the receipt of additional responses, Oversight will review to determine if an updated fiscal note should be prepared and seek the necessary approval to publish a new fiscal note. A general listing of political subdivisions included in our database is available upon request.

<u>FISCAL IMPACT – State Government</u>	FY 2027 (10 Mo.)	FY 2028	FY 2029
GENERAL REVENUE			
<u>Cost – State Agencies</u> (§8.990) Naloxone in each building p.4	<u>(Unknown)</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
ESTIMATED NET EFFECT ON GENERAL REVENUE	<u>(Unknown)</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
COLLEGE AND UNIVERSITIES			
<u>Cost – Colleges & Universities</u> (§8.990) Naloxone in each building p.4	(Could exceed \$392,000)	<u>(Unknown)</u>	<u>(Unknown)</u>
<u>Cost – Colleges & Universities</u> (§590.198) Campus police training p.5	\$0 or <u>(Unknown)</u>	\$0 or <u>(Unknown)</u>	\$0 or <u>(Unknown)</u>
ESTIMATED NET EFFECT ON COLLEGE AND UNIVERSITIES	(Could exceed <u>\$392,000</u>)	<u>(Unknown)</u>	<u>(Unknown)</u>

<u>FISCAL IMPACT – Local Government</u>	FY 2027 (10 Mo.)	FY 2028	FY 2029
LOCAL POLITICAL SUBDIVISIONS			
<u>Cost – Political Subdivisions (§8.990)</u> Naloxone in each building p.4	(Unknown)	(Unknown)	(Unknown)
<u>Cost – Community Colleges (§8.990)</u> Naloxone in each building p.4	(Unknown)	(Unknown)	(Unknown)
<u>Cost – School Districts (§8.990)</u> Naloxone in each building p.3	(Unknown)	(Unknown)	(Unknown)
<u>Cost – Local Law Enforcement Agencies (§590.198) Officer training p.5</u>	\$0 or (Unknown)	\$0 or (Unknown)	\$0 or (Unknown)
<u>Cost – Community College (§590.198)</u> Police training p.5	\$0 or (Unknown)	\$0 or (Unknown)	\$0 or (Unknown)
<u>Cost – Local Law Enforcement Agencies (§590.1700) Additional staff for investigations p.5</u>	\$0 or (Unknown)	\$0 or (Unknown)	\$0 or (Unknown)
ESTIMATED NET EFFECT ON LOCAL POLITICAL SUBDIVISIONS	<u>(Unknown)</u>	<u>(Unknown)</u>	<u>(Unknown)</u>

FISCAL IMPACT – Small Business

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

FISCAL DESCRIPTION

This bill requires all public buildings to maintain a supply of naloxone, inside the building's first aid kit, if any, and in the same location as the building's automated external defibrillator (AED), if any. The building is required to make all reasonable efforts to notify occupants that there is naloxone on the property, where to find it, and to call emergency personnel if naloxone is administered.

The bill designates the month of October of each year as "Fentanyl Poisoning Awareness Month".

This bill modifies the Drug-Free Schools Program to require the development of education programs about fentanyl use and poisoning for students in grades six through 12.

Prior to January 1, 2028, the bill requires every law enforcement agency in the state to participate in training provided through the POST program's Operation Overdose (OD) Justice Initiative.

This bill requires any drug-related death to be fully investigated by the law enforcement agency with jurisdiction, regardless of whether criminal charges have been filed. Drug related deaths must be treated by the law enforcement agency in the same manner as a homicide crime scene.

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 Administration
- Administrative Hearing Commission
- Budget & Planning
Missouri Department of Transportation
Department of Elementary and Secondary Education
Department of Mental Health
Department of Health and Senior Services
University of Missouri
University of Central Missouri
Jefferson County Sheriff's Department
Office of Attorney General
Department of Commerce and Insurance
Department of Economic Development
Department of Higher Education and Workforce Development
Department of Natural Resources
Department of Corrections
Department of Labor and Industrial Relations
Department of Revenue
Public Safety
- Fire Safety
- Gaming Commission
- State Emergency Management Agency
- Director's Office
- Highway Patrol
Department of Social Services
Office of the Governor
Missouri Department of Agriculture
Missouri Department of Conservation

MoDOT & Patrol Employees' Retirement System
Petroleum Storage Tank Insurance Fund
Office of the Secretary of State
Office of the State Treasurer
Missouri House of Representatives
Missouri Senate
Lottery
Missouri Consolidated Health Care Plan
Missouri State Employee's Retirement System
State Tax Commission
City of Kansas City
Newton County Health Department
St. Louis City County Assessor
Phelps County Sheriff
Kansas City Police Department
Perryville Police Department
St. Louis County Police Department

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