

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 3113-01
Bill No.: SB 674
Subject: Education, Elementary and Secondary: Elementary and Secondary Education
 Dept; Children and Minors; Teachers
Type: Original
Date: January 20, 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 **Office of Attorney General (AGO)** assume that the Department of Elementary and Secondary Education, and the schools that are state agencies, Missouri School for the Blind, Missouri School for the Deaf, and the State Schools for Severely Handicapped might request counsel in developing policies, or representation should litigation arise. AGO assumes that any potential costs arising from this proposal can be absorbed with existing resources.

Additional staff and expenses are not being requested with this single proposal, but if multiple proposals pass during the legislative session which require policy form reviews, the AGO will need to request additional staff to handle the increase in workload.

Officials from the **Department of Elementary and Secondary Education (DESE)** assume this proposal would require each school district to adopt a policy prohibiting bullying and discrimination on school property, at school-sponsored functions, and on school buses. DESE would be required to develop a range of age-appropriate model policies. Other than staff time, DESE does not anticipate significant costs.

ASSUMPTION (continued)

The proposal would also require notice of the policy to appear in the next scheduled published version of any school district publication that sets forth the comprehensive rules, procedures, and standards of conduct for its schools, as well as, in the next scheduled published version of any student handbook or school employee handbook. Subsection 5 of the proposal requires the school to make information available by publication in appropriate informational materials which advises persons, who have filed a complaint with a school, that civil remedies or orders may also be available to such persons.

DESE assumes school districts will incur printing costs to ensure the policy and legal remedies appear in the required publications. These costs are unknown. DESE deferred to the school districts regarding significance. **Oversight** assumes that since the policy is to be published in the next scheduled published materials and handbooks covering rules, procedures, and standards of conduct that no additional publishing costs will be incurred.

Official from the following school districts indicate no fiscal impact: **Columbia, Parkway, Poplar Bluff, and Kansas City.**

<u>FISCAL IMPACT - State Government</u>	FY 2007 (10 Mo.)	FY 2008	FY 2009
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2007 (10 Mo.)	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 proposal defines "bullying" and prohibits school employees, volunteers, or students from bullying a student while on school property, at school functions, or on a school bus. School employees or volunteers who witness a bullying incident must report it and are exempt from civil

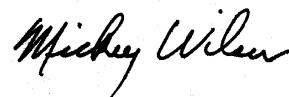
DESCRIPTION (continued)

liability. By August 1, 2007, each school district must develop its policy on bullying, as specified in the proposal. The Department of Elementary and Secondary Education shall develop model policies by April 1, 2007. The proposal specifies how the policies will be published and incorporated into district training. Schools must advise anyone filing a bullying complaint that other options exist to remedy the situation, such as injunctions and restraining orders.

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
Office of Attorney General
School Districts
 Columbia
 Parkway
 Kansas City
 Poplar Bluff



Mickey Wilson, CPA
Director
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