

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 5002-01
Bill No.: SB 672
Subject: Education, Elementary and Secondary
Type: Original
Date: January 20, 2016

Bill Summary: This proposal modifies provisions relating to instruction in human sexuality and sexually transmitted infections.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2017	FY 2018	FY 2019
General Revenue	(Less than \$100,000)	\$0	\$0
Total Estimated Net Effect on General Revenue	(Less than \$100,000)	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2017	FY 2018	FY 2019
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 7 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2017	FY 2018	FY 2019
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2017	FY 2018	FY 2019
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 2017	FY 2018	FY 2019
Local Government	\$0	\$0 or (Unknown greater than \$100,000)	\$0 or (Unknown greater than \$100,000)

FISCAL ANALYSIS

ASSUMPTION

Oversight notes that current statute requires course materials and instruction relating to human sexuality and sexually transmitted diseases. This proposal expands the instruction to be based on peer reviewed projects that have been demonstrated to influence healthy behavior. Information on the human papilloma virus and its vaccine are to be discussed. Additionally, the dangers of sexual predators are also to be taught.

Oversight assumes the creation of this peer reviewed information will have costs to DESE in the first year. Since the proposal does not specifically indicate when school districts will have to purchase the course materials and curriculum, if the peer review indicates new materials and instruction will be required, Oversight is presenting school district costs as \$0 or Unknown greater than \$100,000 in both FY 2018 and FY 2019 as it is unknown when districts will choose to purchase the required course materials and curriculum.

Officials at the **Department of Elementary and Secondary Education (DESE)** assume this section would require the course materials to be based on peer reviewed projects that have been demonstrated to influence healthy behavior and be age appropriate. DESE is not aware of the existence of such peer review. Developing and administering a peer review process will result in unknown costs; however, we do not expect the costs to be significant.

Should the peer review indicate that new course materials and instruction will be required, school districts could incur significant costs to obtain and replace existing materials. We defer to school districts regarding the extent of those costs.

Officials at the **Brentwood School District** assume \$384 for curriculum development.

Officials at the **Carondelet Leadership Academy** assume \$5,000 for an outside consultant for social media training.

Officials at the **Everton School District** assume a cost of \$5,000.

Officials at the **Pettis County R-XII** assume \$500 for materials.

Officials at the **Shell Knob** and **St. Charles** school districts each assume there will be an impact but it is unknown at this time.

ASSUMPTION (continued)

Officials at the **Warren County R-II School District** assume this impact is unknown at this time.

Officials at the **Fredericktown, Hawthorn Leadership, Kansas City, Kearney R-I, Lee's Summit, Macon County R-IV, Middle Grove C-1, Parkway, Riverview Gardens, Sarcocie R-II, Shelby County R-IV, Smithville R-II, St. Elizabeth, Webster Groves, West Plains and Wright City R-II** school districts each assume there is no fiscal impact from this proposal to their respective district.

Officials at the following school districts: Arcadia Valley R-2, Aurora R-8, Avilla R-13, Bakersfield, Belton, Benton County R-2, Bismark R-5, Bloomfield R-14, Blue Springs, Bolivar R-I, Bowling Green R-1, Branson, Bronaugh R-7, Campbell R-2, Carrollton R-7, Caruthersville, Cassville R-4, Central R-III, Chilhowee R-4, Chillicothe R-II, Clarkton C-4, Cole R-I, Columbia, Concordia R-2, Crawford County R-1, Crocker R-II, Delta C-7, East Carter R-2, East Newton R-6, Eldon R-I, Fair Grove, Fair Play, Fayette R-3, Forsyth R-3, Fox C-6, Fulton, Grain Valley, Hancock Place, Hannibal, Harrisonburg R-8, Harrisonville, Hillsboro R-3, Hollister R-5, Humansville R-4, Hurley R-1, Independence, Jefferson City, Kennett #39, King City R-1, Kingston 42, Kirbyville R-VI, Kirksville, Laclede County R-1, Laredo R-7, Leeton R-10, Lewis County C-1, Lindbergh, Lonedell R-14, Macon County R-1, Malta Bend, Mehville, Meramec Valley R-3, Mexico, Midway R-1, Milan C-2, Moberly, Monroe City R-I, Morgan County R-2, New Haven, Nixa, North St. Francois Co. R-1, Northeast Nodaway R-5, Odessa R-VII, Oregon-Howell R-III, Orrick R-11, Osage County R-II, Osborn R-O, Pattonville, Pierce City, Plato R-5, Princeton R-5, Raymore-Peculiar R-III, Raytown, Reeds Springs R-IV, Renick R-5, Richland R-1, Salisbury R-4, Scotland County R-I, Sedalia, Seymour R-2, Sikeston, Silex, Slater, Special School District of St. Louis County, Spickard R-II, Springfield, St Joseph, St Louis, Sullivan, Valley R-6, Verona R-7, Warrensburg R-6 and the Westview C-6 school districts did not respond to **Oversight's** request for fiscal impact.

Officials at the following charter schools: Eagle College Prep, Frontier Schools and the KIPP Endeavor Academy of Kansas City did not respond to **Oversight's** request for fiscal impact.

<u>FISCAL IMPACT - State Government</u>	FY 2017 (10 Mo.)	FY 2018	FY 2019
GENERAL REVENUE			
<u>Cost</u> - DESE creation of peer review materials	(Less than <u>\$100,000</u>)	<u>\$0</u>	<u>\$0</u>
ESTIMATED NET EFFECT ON GENERAL REVENUE	(Less than <u>\$100,000</u>)	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2017 (10 Mo.)	FY 2018	FY 2019
SCHOOL DISTRICT FUNDS			
<u>Cost</u> - School Districts purchase of new curriculum and materials	<u>\$0</u>	\$0 or (Unknown greater than <u>\$100,000</u>)	\$0 or (Unknown greater than <u>\$100,000</u>)
ESTIMATED NET EFFECT ON SCHOOL DISTRICT FUNDS	<u>\$0</u>	\$0 or (Unknown greater than <u>\$100,000</u>)	\$0 or (Unknown greater than <u>\$100,000</u>)

FISCAL IMPACT - Small Business

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

FISCAL DESCRIPTION

This act modifies provisions relating to instruction in human sexuality and sexually transmitted diseases.

This act requires that any course materials and instruction relating to human sexuality and sexually transmitted diseases be based on peer reviewed projects that have been demonstrated to influence healthy behavior and be age appropriate.

This act repeals a provision requiring that course materials and instruction present abstinence as the preferred choice in relation to all sexual activity for unmarried pupils. Instead, course materials and instruction must present abstinence as the preferred choice in relation to all sexual

FISCAL DESCRIPTION (continued)

activity as the only sure way to avoid pregnancy or sexually transmitted infections.

The phrase "sexually transmitted diseases" is changed to "sexually transmitted infections."

This act repeals the option for course materials and instruction to include either the possible side effects and health benefits of contraception or present students with information on contraceptives and pregnancy consistent with federal abstinence education law. Instead, course materials and instruction must present students with the latest medically factual information about the health benefits and side effects of all contraceptives and barrier methods, as described in the act.

This act repeals the requirement that course materials and instruction include a discussion of the possible emotional and psychological consequences of certain sexual activity and consequences of adolescent pregnancy and advantages of adoption. Instead, the course materials and instruction must provide information about the vaccine for human papilloma virus; encourage family communication about sexuality; help young people gain knowledge about the changes of adolescence and develop skills to make responsible decisions, as described in the act; help pupils develop skills to make healthy decisions about sexuality and relationships; teach pupils about the dangers of sexual predators, including when using certain electronic communication methods, as described in the act. Pupils must be taught how to behave responsibly and remain safe on the internet.

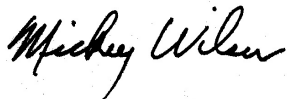
Each district and charter school must make the names and affiliations of presenters used in human sexuality instruction available for public inspection.

This act repeals the prohibition on school districts and charter schools from providing abortion services or permitting a person or entity that is a provider of abortion services from offering, sponsoring, or furnishing course materials or instruction relating to human sexuality or sexually transmitted diseases.

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

Brentwood School District
Department of Elementary and Secondary Education
Everton School District
Fredericktown R-I School District
Kansas City Public Schools
Kearney R-I School District
Lee's Summit School District
Macon County R-IV School District
Middle Grove C-1 School District
Parkway School District
Pettis County R-XII School District
Riverview Gardens School District
Sarcoxie R-II School District
Shelby County R-IV School District
Shell Knob School District
Smithville R-II School District
St. Charles School District
St. Elizabeth R-IV School District
Warren County R-III School District
Webster Groves School District
West Plains School District
Wright City R-II School District



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January 20, 2016

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