

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 3091-01
Bill No.: HB 1068
Subject: Civil Rights; Education, Elementary and Secondary; Education, Higher
Type: Original
Date: April 5, 2002

FISCAL SUMMARY

ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
General Revenue	(\$89,544)	(\$69,690)	(\$71,439)
Total Estimated Net Effect on <u>All</u> State Funds	(\$89,544)	(\$69,690)	(\$71,439)

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
Local Government	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 4 pages.

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Coordinating Board for Higher Education** and the **Office of State Courts Administrator** indicated that this proposed legislation would have no fiscal impact on their agencies.

Officials from the **University of Missouri, Central Missouri State University, and Truman State University** stated there would be no additional costs resulting from this proposed legislation.

Officials from **Moberly Area Community College** estimated a cost of \$1,000 associated with implementing this proposed legislation. **Oversight** assumes these costs can be absorbed with existing resources.

Officials from the **Department of Elementary and Secondary Education (DESE)** assume the proposed legislation would require DESE to receive annual registration of textbooks and instructional material review policy from each school board, to receive plans from all public elementary and secondary schools for elimination of gender discrimination, to conduct annual reviews of plans to determine compliance with proposal, to work with schools that are not in compliance so that they attain compliance, and to provide technical assistance to schools that have not submitted a plan. Assuming some of the compliance issues could be performed in conjunction with DESE's current Missouri School Improvement Program (MSIP), DESE would require 1.0 FTE supervisor to carry out the requirements of the proposal. Should the additional compliance issues pose additional costs to the MSIP program, DESE would require additional funding to support that function.

DESE also assumes that the proposal would require local school boards to annually register textbook and instructional material review policy with DESE by January first, and to review textbooks and instructional material for evidence of gender bias. Registration of these materials would likely become duties of school district personnel. The additional time required, on a statewide basis for all 524 school districts, to annually register textbooks and develop an instructional material review policy, in addition to reviewing same for evidence of gender bias could easily exceed \$100,000 per year. **Oversight** assumes the districts could cover these costs with existing resources.

Officials from the **Department of Economic Development - Women's Council (DED-WC)** indicated a need for six FTE to implement this proposed legislation. The research coordinator (1 FTE) would be responsible for development and overseeing the collection of data. The two (2 FTE) research analysts would actually be obtaining the data from local school districts. Clerical and administrative support (2.5 FTE) would support the activities of the coordinator and other

ASSUMPTION (continued)

staff by general clerical and office duties, such as typing, data entry, compilation of data, etc. The legal advisor (.5 FTE) could possibly be obtained through current staff at the Department charging time to the project.

In response to a previous similar proposal (HB 902 - 1996), DED - WC estimated one time costs of \$24,000 associated with implementation of the proposal. **Oversight** assumes that the estimate of costs outlined in the previous proposal are sufficient to cover DED - WC expenses associated with this proposed legislation.

<u>FISCAL IMPACT - State Government</u>	FY 2003 (10 Mo.)	FY 2004	FY 2005
GENERAL REVENUE			
<u>Cost</u> - Department of Elementary and Secondary Education (DESE)			
Personal Services (1 FTE)	(\$40,672)	(\$50,027)	(\$51,277)
Fringe Benefits	(\$14,646)	(\$18,015)	(\$18,465)
Expense and Equipment	<u>(\$5,113)</u>	<u>(\$1,648)</u>	<u>(\$1,697)</u>
Total <u>Cost</u> - DESE	(\$65,544)	(\$69,690)	(\$71,439)
<u>Cost</u> - Department of Economic Development - Women's Council Survey/Study Expenses			
	(\$24,000)	\$0	\$0
ESTIMATED NET EFFECT ON GENERAL REVENUE FUND	<u>(\$89,544)</u>	<u>(\$69,690)</u>	<u>(\$71,439)</u>
<u>FISCAL IMPACT - Local Government</u>	FY 2003 (10 Mo.)	FY 2004	FY 2005
	<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 proposed legislation makes gender discrimination in public schools at all levels a violation

of state law and requires that entrance requirements, counseling and guidance services, and athletic programs (except those with heavy physical contact) be designed without regard to gender and be equally available. Programs do not have to provide one-for-one balance, but data regarding imbalances may be used in complaints pursuant to the bill. Higher education admissions, financial aid, student housing and benefits, and research must not discriminate on the basis of gender.

Elementary and secondary school complaints will be filed with the local school board; and if the complainant remains dissatisfied, he or she may file a civil action in circuit court. Complaints at vocational schools and colleges must be filed with the governing body of the school.

All levels of schools must file plans for implementing gender equity with the Department of Elementary and Secondary Education or the Coordinating Board for Higher Education, as appropriate. Each agency will review the plans annually. School districts must use some of their professional development funds on gender equity workshops and must review textbooks for gender bias, registering their review policy and noted examples of gender bias annually. The Missouri Women's Council must conduct research on policies and differential participation rates and prepare a report to the General Assembly by January 1, 2004.

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
Coordinating Board for Higher Education
Department of Economic Development
Women's Council
Office of State Courts Administrator
Central Missouri State University
Moberly Area Community College
Truman State University
University of Missouri



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