

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 0461-01
Bill No.: HB 49
Subject: Education, Elementary and Secondary: Elementary and Secondary Education
Dept; Teachers
Type: Original
Date: January 21, 2003

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2004	FY 2005	FY 2006
Total Estimated Net Effect on General Revenue Fund	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2004	FY 2005	FY 2006
Total Estimated Net Effect on Other 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 2004	FY 2005	FY 2006
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2004	FY 2005	FY 2006
School Districts	(Expected to Exceed \$100,000)	(Expected to Exceed \$100,000)	(Expected to Exceed \$100,000)

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Public School and Non-Teacher Employee Retirement Systems** and the **Office of Administration - Administrative Hearing Commission** stated that this proposal would have no impact on their agencies.

Officials from the **Joint Committee on Public Employee Retirement** stated that a review of the proposal indicated that the proposal would not affect retirement plan benefits as defined in Section 105.660(5).

Officials from the **Department of Elementary and Secondary Education (DESE)** indicated there would be no fiscal impact to DESE. DESE officials stated there may be additional costs to some school districts resulting from this proposal if additional administrative procedures become necessary to provide due process to non-certified personnel. Local school districts will likely experience costs resulting from development and administration of the examination. These costs in the aggregate would likely exceed \$100,000.

Officials from the **St Louis Public Schools** indicated no fiscal impact from this proposal.

ASSUMPTION (continued)

Officials from the **School District of Kansas City, Missouri** stated that granting non-certificated employees the same due process as certificated staff would increase legal expenses. They further stated that administering an examination for all non-certified staff would have significant costs to maintain.

Officials from the **Columbia Public Schools (CPS)** stated that this proposal would increase the CPS budget for legal fees and professional liability insurance by at least \$60,000.

<u>FISCAL IMPACT - State Government</u>	FY 2004 (10 Mo.)	FY 2005	FY 2006
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
 <u>FISCAL IMPACT - Local Government</u>	 FY 2004 (10 Mo.)	 FY 2005	 FY 2006
SCHOOL DISTRICTS	(Expected to	(Expected to	(Expected to
<u>Cost</u> - Increased legal fees and administrative fees	Exceed <u>\$100,000)</u>	Exceed <u>\$100,000)</u>	Exceed <u>\$100,000)</u>
 EXPECTED NET EFFECT ON SCHOOL DISTRICTS	 <u>(Expected to Exceed \$100,000)</u>	 <u>(Expected to Exceed \$100,000)</u>	 <u>(Expected to Exceed \$100,000)</u>

FISCAL IMPACT - Small Business

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

DESCRIPTION

This proposal requires that non-certificated employees in urban and seven-director school districts be appointed and promoted pursuant to rules adopted by the local school board. During the probationary period, specified by board rule, an unsatisfactory employee may be dismissed 30 days after written notice if the employee does not improve. After the probationary period, permanent employees will receive the same due process for removal as teachers in the district. Certificated teachers, superintendents, and principals are excluded.

DESCRIPTION (Continued)

This legislation is not federal mandated, would not duplicate any other program and would not required additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Elementary and Secondary Education
Public School and Non-Teacher Employee Retirement Systems
Joint Committee on Public Employee Retirement
Office of Administration
Administrative Hearing Commission
Columbia Public Schools
School District of Kansas City, Missouri
St Louis Public Schools

NOT RESPONDING

Springfield Public Schools



Mickey Wilson, CPA
Director
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