

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 2099H.01I  
Bill No.: HB 1087  
Subject: Education, Elementary and Secondary; Department of Elementary and Secondary  
Education; Teachers; Children and Minors  
Type: Original  
Date: April 18, 2023

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Bill Summary: This proposal establishes antibullying requirements for school districts.

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
FUND AFFECTED	FY 2024	FY 2025	FY 2026
<b>Total Estimated Net Effect on General Revenue</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
FUND AFFECTED	FY 2024	FY 2025	FY 2026
<b>Total Estimated Net Effect on <u>Other</u> State Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Numbers within parentheses: () indicate costs or losses.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2024</b>	<b>FY 2025</b>	<b>FY 2026</b>
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)</b>			
<b>FUND AFFECTED</b>	<b>FY 2024</b>	<b>FY 2025</b>	<b>FY 2026</b>
<b>Total Estimated Net Effect on FTE</b>	<b>0</b>	<b>0</b>	<b>0</b>

- ☐ 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.

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2024</b>	<b>FY 2025</b>	<b>FY 2026</b>
<b>Local Government</b>	<b>(Unknown)</b>	<b>(Unknown)</b>	<b>(Unknown)</b>

## FISCAL ANALYSIS

### ASSUMPTION

Officials from the **Department of Elementary and Secondary Education (DESE)** 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** did not receive any responses from school districts.

**Oversight** assumes there could be unknown costs for school districts to implement this proposal such as costs for mandatory training for employees, annual age-appropriate bullying awareness training for pupils, to implement programs and other initiatives to address bullying and to hold monthly reviews. Oversight will show an unknown cost to school districts.

**Oversight** only reflects the responses received from state agencies and political subdivisions; however, school districts were requested to respond to this proposed legislation but did not. A listing of political subdivisions included in the Missouri Legislative Information System (MOLIS) database is available upon request.

**Oversight** has presented this fiscal note on the best current information available. 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.

<u>FISCAL IMPACT – State Government</u>	FY 2024 (10 Mo.)	FY 2025	FY 2026
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT – Local Government</u>	FY 2024 (10 Mo.)	FY 2025	FY 2026
<b>SCHOOL DISTRICTS</b>			
<u>Costs</u> – to implement antibullying polices - \$160.771	(Unknown)	(Unknown)	(Unknown)
<b>ESTIMATED NET EFFECT ON SCHOOL DISTRICTS</b>	<b>(Unknown)</b>	<b>(Unknown)</b>	<b>(Unknown)</b>

FISCAL IMPACT – Small Business

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

FISCAL DESCRIPTION

This bill creates the "Missouri Childhood Hero Act" and requires that the Department of Elementary and Secondary Education develop a model policy that each school district must adopt by the 2023-24 school year to address bullying and school discipline. The policy must include specific elements as outlined in the bill, including a restriction on zero-tolerance disciplinary policies for any student that is a victim of bullying or is defending a victim of bullying.

The bill requires that the policy outline annual mandatory training for district employees and volunteers that includes training in the defense of justification as well as age appropriate training for students that provides education and information regarding the school's antibullying policy as specified in the bill.

The school district administration is required to implement programs and instruct school counselors, school social workers, licensed social workers, mental health professionals, and school psychologists to educate students who are victims of bullying on techniques to overcome bullying's negative effects. The techniques shall include but are not limited to:

- (1) Cultivating the student's self-worth and self-esteem;
- (2) Teaching the student assertive and effective self-defense;
- (3) Helping the student develop social skills;
- (4) Encouraging the student to develop an internal locus of control; or
- (5) Teaching the pupil nonconfrontational methods for avoiding conflict.

This bill requires school administration to report monthly to the school board all acts of bullying, discipline for bullying, as well as all other disciplinary referrals. School boards must review the monthly report in a closed meeting and address concerns related to reported incidents within 30 days.

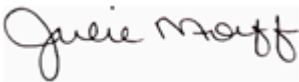
Each school district must establish criteria that annually acknowledges any student in the district who has taken positive steps to resolving conflict through a nonphysical confrontation and designate the student as a Missouri Childhood Hero.

The bill provides immunity from liability for school district employees and volunteers who intervene in an incident of school violence, violent behavior, or criminal actions against any pupil that is a victim of bullying; specifically the bill outlines that such employee follow the proper procedure and act in good faith to intervene under the defense of justification provided under chapter 563, RSMo.

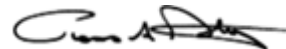
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

#### SOURCES OF INFORMATION

Department of Elementary and Secondary Education



Julie Morff  
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April 18, 2023



Ross Strobe  
Assistant Director  
April 18, 2023