

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 2073-01  
Bill No.: HB 787  
Subject: Education, Elementary and Secondary: Construction and Building Codes; Drugs and Controlled Substances  
Type: Original  
Date: April 19, 2005

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**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
<b>FUND AFFECTED</b>	<b>FY 2006</b>	<b>FY 2007</b>	<b>FY 2008</b>
<b>Total Estimated Net Effect on General Revenue Fund</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2006</b>	<b>FY 2007</b>	<b>FY 2008</b>
<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.  
This fiscal note contains 5 pages.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2006</b>	<b>FY 2007</b>	<b>FY 2008</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 LOCAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2006</b>	<b>FY 2007</b>	<b>FY 2008</b>
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**FISCAL ANALYSIS**

**ASSUMPTION**

Officials from the **Department of Elementary and Secondary Education** assumed this proposed legislation would have no fiscal impact on their agency or on local school districts.

Officials from the **Department of Higher Education, Department of Economic Development - Division of Professional Registration, Department of Health and Senior Services, Department of Labor and Industrial Relations, and the Department of Public Safety - Office of Director** stated there would be no fiscal impact on their respective agencies.

Officials from the **Salisbury R-IV School District** stated this proposal would be of no cost to their school district so long as the contractors have to pay the costs of the drug testing.

Officials from the **Poplar Bluff R-I** and the **Parkway School District** stated this proposal would have no significant fiscal impact on their district.

Officials from the **Nixa R-II School District** assume there would be a cost associated with this proposal, but were unclear as to who would be responsible for paying for the drug testing.

Officials from **Central Missouri State University, Linn State Technical College, Missouri Western State College, and Kansas City Metropolitan Community Colleges** assume no fiscal  
ASSUMPTION (continued)

impact to their institution as a result of this proposal.

Officials from the **Springfield Police Department, Saint Louis Metro Police Department, Jefferson City Police Department,** and the **Boone County Sheriff's Department** stated there would be no fiscal impact on their respective law enforcement agencies.

Officials from the **Columbia Public School District** assume that if the district were required to monitor the provisions of this proposal, it would take 3 FTE and computer equipment to track the data with annual costs of \$150,000.

Officials from the **University of Missouri System** anticipate this proposal would cost the University of Missouri approximately \$180,000 annually in increased construction costs.

Officials from **Crowder College** assume this proposal would add major costs for all educational entities hiring contracted work by construction firms who would pass on all their charges for drug testing, reporting, and accountability to the educational institution.

Officials from **Southeast Missouri State University** state that identifying contractor employees to track and monitor drug testing would increase the cost of construction.

Officials from **Southwest Missouri State University** assume costs exceeding \$200,000 a year for drug testing and monitoring.

**Oversight** assumes costs will incur to the contractors, who in turn may pass those costs on to the educational institutions by way of higher bids; however, these are indirect costs and for fiscal note purposes will be stated as \$0.

<u>FISCAL IMPACT - State Government</u>	FY 2006 (10 Mo.)	FY 2007	FY 2008
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2006 (10 Mo.)	FY 2007	FY 2008
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

Small construction contractors could see a negative fiscal impact for increased drug testing as a result of this proposal.

#### DESCRIPTION

This proposed legislation requires any person that provides construction services under contract within 2,000 feet of any public or private school or college to provide a current negative drug test before working in the area. Test results must be traceable to the collecting agency, laboratory, and medical officer who verifies the test. The proposal specifies the conditions under which urine specimens will be provided, and a positive result will prohibit a person from working on the site. The employer may take personnel action or require the person to satisfactorily participate in a substance abuse or rehabilitation program.

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

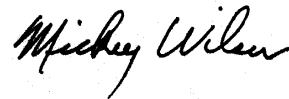
#### SOURCES OF INFORMATION

Department of Elementary and Secondary Education  
Department of Higher Education  
Department of Economic Development  
    Division of Professional Registration  
Department of Health and Senior Services  
Department of Labor and Industrial Relations  
Department of Public Safety  
    Office of Director  
School Districts  
    Salisbury  
    Poplar Bluff  
    Parkway  
    Nixa  
    Columbia  
Colleges and Universities  
    Central Missouri State University  
    Linn State Technical College  
    Missouri Western State College  
    Kansas City Metropolitan Community Colleges  
    University of Missouri System

#### SOURCES OF INFORMATION (Continued)

L.R. No. 2073-01  
Bill No. HB 787  
Page 5 of 5  
April 19, 2005

Crowder College  
Southeast Missouri State University  
Southwest Missouri State University  
Law Enforcement Agencies  
Springfield Police Department  
Saint Louis Metro Police Department  
Jefferson City Police Department  
Boone County Sheriff's Department

A handwritten signature in black ink that reads "Mickey Wilson". The signature is written in a cursive, flowing style.

Mickey Wilson, CPA  
Director  
April 19, 2005