

FISCAL NOTE

Bill #: HB0081

Title: Student alcohol, tobacco, & drug testing for extra curricular activities

Primary

Sponsor: Joan Andersen

Status: As Introduced

Sponsor signature

Date

Chuck Swysgood, Budget Director

Date

Fiscal Summary

	<u>FY2002</u> <u>Difference</u>	<u>FY2003</u> <u>Difference</u>
Expenditures:		
General Fund	2,685,950	2,655,950
Net Impact on General Fund Balance:	(\$2,685,950)	(\$2,655,950)

<u>Yes</u>	<u>No</u>		<u>Yes</u>	<u>No</u>	
	X	Significant Local Gov. Impact		X	Technical Concerns
X		Included in the Executive Budget	X		Significant Long-Term Impacts
X		Dedicated Revenue Form Attached	X		Family Impact Form Attached

Fiscal Analysis

ASSUMPTIONS:

1. HB81 requires school districts to establish and operate a program for testing for the illegal use of alcohol, tobacco, and drugs by students in grades 6 through 12 who are engaged in extracurricular activities. The Montana High School Association (MHSA) estimates that 50-60 percent of the students enrolled in grades 9-12 are involved in MHSA extracurricular activities. The estimated enrollment for grades 9-12 based on the October 2000 enrollment count is 49,965. Therefore, approximately 25,000 students in grades 9-12 will be tested initially if HB 81 is approved. 2,500 students (10 percent) would be tested a second time. Only MHSA extracurricular activities were considered. If other extra curricular are tested, costs would be higher.
2. For purposes of this fiscal note, the same participation rates are extended to students in grades 6-8, and it is assumed that 50% of students in grades 6-8 are involved in extracurricular activities. The estimated enrollment for grades 6-8 based on the October 2000 enrollment count is 37,774. Therefore, approximately 18,900 students in grades 9-12 will be tested annually if HB 81 is approved. 1,890 students (10 percent) would be tested a second time.
3. Current state contracts for drug testing for bus drivers averages \$50 per test. Assuming that it costs \$50 per student per test, it will cost \$2,414,500 to conduct 48,290 tests.

(continued)

4. OPI will require \$30,000 in the 2003 biennium to contract for legal services related to the development of rules and training of school personnel in 452 school districts related to:
 - (a) definitions, including but not limited to definitions of alcohol, tobacco, drugs, illegal use, and extracurricular activities;
 - (b) types of tests and testing procedures;
 - (c) qualifications and training of testing personnel;
 - (d) laboratories used to process tests;
 - (e) the rights of tested students and their parents or guardian;
 - (f) the resolutions of disputes over tests, including a comparison and balancing of a second, negative test with a first, positive test; and
 - (g) confidentiality, use, and disclosure of test results.
5. School districts will need resources to administer drug tests, train staff on issues related to student rights and confidentiality issues, and resolve disputes. These costs are estimated to be 10 percent of the cost of testing, or \$241,450 annually.
6. An appropriation is made to the Office of Public Instruction for establishment of this program.

FISCAL IMPACT:

	<u>FY2002</u> <u>Difference</u>	<u>FY2003</u> <u>Difference</u>
<u>Expenditures:</u>		
Operating Expenses	30,000	
Transfers	<u>2,655,950</u>	<u>2,655,950</u>
TOTAL	\$2,685,950	\$2,655,950
 <u>Funding:</u>		
General Fund (01)	\$2,685,950	\$2,655,950
 <u>Net Impact to Fund Balance (Revenue minus Expenditure):</u>		
General Fund (01)	(\$2,685,950)	(\$2,655,950)