

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 4425S.03C  
 Bill No.: SCS for SB 1085  
 Subject: Attorney General; Children and Minors; Elementary and Secondary Education;  
 Department of Elementary and Secondary Education; Liability; Teachers  
 Type: Original  
 Date: April 1, 2026

Bill Summary: This proposal prohibits public school staff members from encouraging students in their social transition to being perceived as a gender different from their biological sex.

**FISCAL SUMMARY**

**ESTIMATED NET EFFECT ON GENERAL REVENUE FUND**

FUND AFFECTED	FY 2027	FY 2028	FY 2029
<b>Total Estimated Net Effect on General Revenue</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**ESTIMATED NET EFFECT ON OTHER STATE FUNDS**

FUND AFFECTED	FY 2027	FY 2028	FY 2029
<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.

**ESTIMATED NET EFFECT ON FEDERAL FUNDS**

FUND AFFECTED	FY 2027	FY 2028	FY 2029
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)**

FUND AFFECTED	FY 2027	FY 2028	FY 2029
<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.

**ESTIMATED NET EFFECT ON LOCAL FUNDS**

FUND AFFECTED	FY 2027	FY 2028	FY 2029
<b>Local Government*</b>	<b>\$0 or (Unknown)</b>	<b>\$0 or (Unknown)</b>	<b>\$0 or (Unknown)</b>

\*Oversight assumes there could be potential costs for public and charter schools if the Attorney General’s Office or a parent brings a civil action against a district.

**FISCAL ANALYSIS**

**ASSUMPTION**

**§167.172 – Public School Policy Regrading Student Social Transition**

Officials from the **Attorney General’s Office** and **Department of Elementary and Secondary Education** each assume the proposal will have no fiscal impact on their organizations. **Oversight** does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note.

In response to a previous version, officials from the **Office of the State Courts Administrator** assumed 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** assumes there could be potential costs for school districts if the Attorney General’s Office or a parent brings a civil action against a district. Therefore, Oversight will show a range of impact of \$0 to an unknown cost to school districts in the fiscal note.

Oversight only reflects the responses that we have received from state agencies and political subdivisions; however, other school districts were requested to respond to this proposed legislation but did not. 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. A general listing of political subdivisions included in our database is available upon request.

<u>FISCAL IMPACT – State Government</u>	FY 2027 (10 Mo.)	FY 2028	FY 2029
	<b><u>\$0</u></b>	<b><u>\$0</u></b>	<b><u>\$0</u></b>

<u>FISCAL IMPACT – Local Government</u>	FY 2027 (10 Mo.)	FY 2028	FY 2029
<b>LOCAL POLITICAL SUBDIVISIONS</b>			
<u>Cost – School Districts (§167.172)</u> <u>Legal Fees p.3</u>	\$0 or <u>(Unknown)</u>	\$0 or <u>(Unknown)</u>	\$0 or <u>(Unknown)</u>
<b>ESTIMATED NET EFFECT ON LOCAL POLITICAL SUBDIVISIONS</b>	<b>\$0 or <u>(Unknown)</u></b>	<b>\$0 or <u>(Unknown)</u></b>	<b>\$0 or <u>(Unknown)</u></b>

FISCAL IMPACT – Small Business

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

FISCAL DESCRIPTION

This act prohibits public school and charter school staff members from encouraging minor students in their "social transition", defined as the process of a minor student changing his or her gender presentation or expression, with the goal of being perceived and treated as a gender different from the student's biological sex. The act defines a "staff member" as a teacher, school employee, volunteer, contractor, or other individual authorized to provide services at a public school or charter school, including, but not limited to, any individual in a position of authority or responsibility, such as a counselor or health care worker.

School staff members shall neither encourage a minor student to withhold information from his or her parent nor withhold certain health information from a student's parent. A staff member shall notify a minor student's parent within 24 hours of receiving a request by the student to participate in the student's social transition. The act outlines certain actions that trigger this parental notification requirement, including a minor student's request to be referred to by a pronoun that does not correspond to the student's biological sex; a request to use a name that does not correspond to the student's legal name; a request to use a restroom designated for the opposite biological sex; or a request to participate on an athletic team designated for the opposite biological sex.

No staff member shall engage in any conduct that facilitates the social transition of any minor student; deliver any presentation or lesson to any minor student regarding gender transition or social transition; or refer to a minor student by a title or pronoun that does not correspond to the student's biological sex, or by a name other than the student's legal name or a nickname or derivative thereof.

A staff member or student shall not be subject to any disciplinary action for declining to address a person using a name that does not correspond to the person's legal name or a pronoun that is inconsistent with the person's biological sex.

A staff member who discloses a violation of this act by another staff member shall be protected from any manner of retaliation as set forth in current law. If a school district discovers that a licensed educator has knowingly violated any provision of this act, the school district shall initiate disciplinary proceedings against that staff member, up to and including suspension or revocation of the individual's teaching license and suspension or termination of employment, as appropriate. A licensed educator at a charter school shall also be subject to disciplinary proceedings for violations of the act, up to and including suspension or revocation of the individual's teaching license and suspension or termination of employment, as provided in the act.

The Attorney General may bring a civil action, including an action for injunctive relief, against a school district, public school, charter school, or staff member for any violation of this act. Any parent of a minor student may bring a civil action, including an action for injunctive relief or for damages, against the staff member or against the school district, public school, or charter school in which such minor student is enrolled for any violation of this act. If the parent prevails, the court shall award to such parent court costs and reasonable attorney's fees and any other damages or remedy which in the judgment of the court shall be appropriate.

Any staff member may bring a civil action, including an action for injunctive relief or for damages, against the school district, public school, or charter school that employs such staff member for any violation of the act's prohibitions on certain disciplinary or retaliatory actions against school staff members.

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  
Attorney General's Office  
Office of the State Courts Administrator



Julie Morff  
Director  
April 1, 2026



Jessica Harris  
Assistant Director  
April 1, 2026