

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 4425S.02I
Bill No.: SB 1085
Subject: Attorney General; Elementary and Secondary Education; Liability; Teachers
Type: Original
Date: February 9, 2026

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

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND

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

ESTIMATED NET EFFECT ON OTHER STATE FUNDS

FUND AFFECTED	FY 2027	FY 2028	FY 2029
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.

ESTIMATED NET EFFECT ON FEDERAL FUNDS

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

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)

FUND AFFECTED	FY 2027	FY 2028	FY 2029
Total Estimated Net Effect on FTE	0	0	0

- 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
Local Government*	\$0 or (Unknown)	\$0 or (Unknown)	\$0 or (Unknown)

*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.

FISCAL ANALYSIS

ASSUMPTION

§167.172 – Public School Policy Regrading Student Social Transition

Officials from the **Office of Attorney General (AGO)** assume any potential litigation costs arising from this proposal can be absorbed with existing resources. The AGO may seek additional appropriations if the proposal results in a significant increase in litigation or investigation costs.

Oversight does not have any information to the contrary. Therefore, Oversight assumes the AGO will be able to perform any additional duties required by this proposal with current staff and resources and will reflect no fiscal impact to the AGO for fiscal note purposes.

Officials from the **Department of Elementary and Secondary Education** and **Office of the State Courts Administrator** 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.

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
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT – Local Government</u>	FY 2027 (10 Mo.)	FY 2028	FY 2029
LOCAL POLITICAL SUBDIVISIONS			
<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>
ESTIMATED NET EFFECT ON LOCAL POLITICAL SUBDIVISIONS	\$0 or <u>(Unknown)</u>	\$0 or <u>(Unknown)</u>	\$0 or <u>(Unknown)</u>

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 staff members from encouraging minor students in their "social transition", defined as engaging in certain activities with the goal of helping a student become perceived as a member of the opposite biological sex.

A school staff member shall notify the principal or the principal's designee within 24 hours of a minor student's request that the staff member assist with the student's social transition. The principal shall notify the parents of such student within 72 hours of the initial request for assistance.

No staff member of any public school shall engage in any conduct that facilitates the social transition of any minor student, including any counseling that affirms such student's self-identification as a biological sex other than such student's actual biological sex. No staff member of any public school shall initiate a conversation with, or deliver any presentation or lesson to, any minor student regarding gender transition, as such term is defined in current law.

A school employee who discloses a violation of this act by a school official 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 proceedings seeking to terminate the employment of such staff member and to suspend or revoke the individual's teaching license, as provided in the act.

The Attorney General may bring a civil action, including an action for injunctive relief, against a school district or school 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 school district or public 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.

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



Jessica Harris
Assistant Director
February 9, 2026