COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 4434H.01I
Bill No.: HB 2075
Subject: Public Buildings; Department of Elementary and Secondary Education; Prisons and Jails
Type: Original
Date: March 2, 2026

Bill Summary: This proposal establishes provisions for restroom designations in all public buildings.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND

FUND AFFECTED	FY 2027	FY 2028	FY 2029
General Revenue*	(Could exceed $137,000)	(Could exceed $137,000)	(Could exceed $137,000)
Total Estimated Net Effect on General Revenue	**(Could exceed $137,000)**	**(Could exceed $137,000)**	**(Could exceed $137,000)**

*Oversight notes DOC and DNR will require additional signs to be compliant with the proposal.

ESTIMATED NET EFFECT ON OTHER STATE FUNDS

FUND AFFECTED	FY 2027	FY 2028	FY 2029
Total Estimated Net Effect on Other 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 All 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**	**$0**	**$0**

FISCAL ANALYSIS

Officials from the **Office of Administration – Budget & Planning** and **Office of the State Courts Administrator** did not respond to **Oversight's** request for fiscal impact for this proposal.

ASSUMPTION

§§8.1000,171.422 & 173.422 – Restroom Designations

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 **Department of Health and Senior Services** assume the proposed legislation establishes provisions relating to single-sex access to restrooms and other facilities in public buildings and educational institutions. Section 8.1000.1(5) of the proposed legislation defines public building as "any building owned by the state or any department, division, agency, or commission thereof, and any building operated by an entity that receives state funds."

The Division of Regulation and Licensure (DRL) is responsible for licensing and inspecting various health care facilities. The Division will add a verification for single-sex restroom requirements to the existing survey process for any DRL licensed facilities that may receive state funds and are therefore subject to the provisions of the proposed legislation.

It is assumed that the Department can absorb the costs of this bill with current resources. However, if the workload significantly increased or other legislation was enacted, additional resources would be requested through the appropriation process.

Additionally, the Division of Administration within the Department of Health and Senior Services (DHSS) is deferring the impact of this proposed legislation in relation to the current DHSS office buildings to the Office of Administration (OA) for leases and utilities of the proposed legislation.

Officials from **Department of Natural Resources (DNR)** assume §8.1000.2(1) an entity operating a public building shall designate with clear signage each multi-occupancy facility that is accessible by multiple persons at the same time for the exclusive use of persons of the male biological sex only or for the exclusive use of persons of the female biological sex only.

Approximate impact of $137,000. Restroom signs are approximately $28.57 each for FY26. Figuring 4,000 signs would be needed, as they do not have an accurate number of total signs and many of our signs are not gender specific, plus 20% to estimate potential size differences and price changes. This amount does not include shipping or installation.

Oversight will assume shipping and installation will increase the cost to the department. Therefore, Oversight will reflect an impact that could exceed $137,000 as estimated by DNR in the fiscal note for this agency.

Officials from **Department of Corrections (DOC)** assume **§**8.1000 stipulates an entity operating a public building shall not permit a member of the female biological sex to use a multi-occupancy facility that has been designated by the public building for the exclusive use of persons of the male biological sex only, and vice versa.

The department assumes this legislation will not apply to the offender population.

Operationally speaking, the department may need to assess existing practices to ensure compliance with this legislation. The department operates on 19 correctional facilities, 6 CSC's, 2 Transition Centers, 70 plus Probation and Parole District offices, a Central Office campus, and 3 training centers. An evaluation of current restroom and locker room designations will need to occur and may result in changing the restroom designations at some locations.

In the event a current infrastructure at a site cannot comply with this legislation, the department may need new construction to bring the site into compliance. The department estimates that each construction could cost a minimum of $10,000 per restroom/locker room.

In addition, the department assumes the creation of this section may result in increased litigation from employees. The department has no way to estimate the number of potential lawsuits, therefore, the department projects a $0-unknown cost for this legislation.

Oversight assumes DOC would need to evaluate current restroom and locker room designations to determine an accurate number of how many signs could potentially be needed to comply with the proposal. It is unclear what new construction would be required to bring a site into compliance. Therefore, Oversight will reflect a zero (no signs or construction needs) or unknown cost to their agency to comply with the proposal.

Oversight notes this proposal could lead to additional litigation against all state agencies and local political subdivisions. However, it is unclear how many cases would be brought against state agencies and local political subdivisions. For the simplicity of the note Oversight will assume agencies would comply with this proposal and litigation would be limited. Therefore, Oversight will not reflect a fiscal impact for additional litigation.

Officials from the **University of Central Missouri** assume indeterminate fiscal impact. It would require a review of all campus facilities including residential and updating signage. There is no

clear understanding of how UCM would enforce such a law, which could be expensive and what the consequences are if someone were to violate their signs.

Officials from the **City of Kansas City** assume the proposed legislation has a negative fiscal impact of an indeterminate amount.

Oversight notes there is not a penalty provision in the legislation. It is unclear what repercussions agencies would have if they failed to comply with the proposal. Due to a lack of clarity, for the simplicity of the fiscal note, Oversight will assume the proposal would have no fiscal impact on local political subdivisions.

Officials from the **Office of Administration - Administrative Hearing Commission**, **Department of Commerce and Insurance**, **Department of Economic Development**, **Department of Elementary and Secondary Education**, **Department of Higher Education and Workforce Development**, **Department of Labor and Industrial Relations**, **Department of Revenue**, **Department of Public Safety (Alcohol and Tabacco**, **Capitol Police**, **Fire Safety**, **Director's Office**, **Gaming Commission**, **Highway Patrol**, **Veterans Commission**, **Sate Emergency Management Agency)**, **Office of the Governor**, **Missouri Department of Agriculture**, **Missouri Department of Conservation**, **Missouri Ethics Commission**, **Missouri Department of Transportation**, **Missouri National Guard**, **MoDOT & Patrol Employees' Retirement System**, **Office of Administration**, **Office of the Secretary of State**, **Office of the State Public Defender**, **Office of the State Treasurer**, **University of Missouri**, **Platte County Board of Elections**, **St. Louis Conty Board of Elections**, **St. Louis City Board of Elections**, **Christian County Auditors**, **Phelps County Sheriff Department**, **Kansas City Police Department**, **County Employees Retirement Fund**, **Kansas City Civilian Police Employees' Retirement**, **Kansas City Police Retirement System**, **Public Schools and Education Employee Retirement Systems**, **Sheriff's Retirement System**, **Northwest Missouri State University**, **Office of the Lieutenant Governor**, **Office of the State Auditor**, **Missouri House of Representatives**, **Joint Committee on Administrative Rules**, **Joint Committee on Public Employee Retirement**, **Legislative Research**, **Missouri Senate**, **Lottery**, **Missouri Consolidated Health Care Plan**, **Missouri State Employee's Retirement System** and **State Tax Commission** each 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 these agencies.

Officials from the **Department of Mental Health** and **Department of Social Services** defer to the Office of Administration for the potential fiscal impact of this proposal.

FISCAL IMPACT – State Government	FY 2027 (10 Mo.)	FY 2028	FY 2029
GENERAL REVENUE			
Cost – DNR (§8.1000) Restroom signs p.4	(Could exceed $137,000)	(Could exceed $137,000)	(Could exceed $137,000)
Cost – DOC (§8.1000) Restroom signs p.4	$0 or (Unknown)	$0 or (Unknown)	$0 or (Unknown)
ESTIMATED NET EFFECT ON GENERAL REVENUE	**(Could exceed $137,000)**	**(Could exceed $137,000)**	**(Could exceed $137,000)**

FISCAL IMPACT – Local Government	FY 2027 (10 Mo.)	FY 2028	FY 2029
	$0	**$0**	**$0**

FISCAL IMPACT – Small Business

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

FISCAL DESCRIPTION

The bill defines "biological sex" as the biological indication of male or female in the context of reproductive potential or capacity, whereas "gender" is defined as the psychological, behavioral, social, and cultural aspects of being male or female. The bill also defines the terms "school", "institution of higher education", "single-occupancy facility", "multi-occupancy facility", "family facility", and "public building".

This bill requires multi-occupancy restrooms, locker rooms, changing rooms, and shower rooms found in public buildings, schools, and institutions of higher education to be designated with clear signage for the exclusive use of person of the male biological sex or female biological sex. A member of the male biological sex will not be permitted to use a multi-occupancy facility that has been designated for the exclusive use of persons of the female biological sex, and a member of the female biological sex will not be permitted to use a multi-occupancy facility that has been designated for the exclusive use of persons of the male biological sex.

The bill specifies that a multi-occupancy facility must not be designated for use by persons of a particular gender or genders instead of, or in addition to, persons of a particular biological sex. However, this provision does not prohibit family facilities. Schools are prohibited from allowing

members of the male biological sex and the female biological sex from sharing overnight accommodations in any setting where students are staying overnight, including school trips.

This bill requires policies adopted in accordance with these provisions to include accommodations for persons who request them, to include the use of single-occupancy facilities.

The bill sets forth exceptions to the above rules for the following individuals:

(1) A child under ten years of age who is being assisted by a parent, legal guardian, or family member, as well as the parent, legal guardian, or family member who is assisting such child;

(2) A person with a disability who is being assisted by another person, as well as the person assisting such person with a disability;

(3) An employee whose job duties require them to enter a multioccupancy facility that is designated for a biological sex that differs from such employee's biological sex; or

(4) A person who enters a multi-occupancy facility that is designated for a biological sex that differs from the person's biological sex because the person reasonably believes he or she is responding to a legitimate emergency.

Failure to comply with the provisions of this bill will result in the revocation or withholding of state funding for the entity operating a public building, school, or institution of higher education. 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

Office of Administration - Administrative Hearing Commission
Department of Commerce and Insurance
Department of Economic Development
Department of Elementary and Secondary Education
Department of Higher Education and Workforce Development
Department of Labor and Industrial Relations
Department of Revenue
Department of Public Safety
  Alcohol and Tabacco
  Capitol Police
  Fire Safety
  Director’s Office
  Gaming Commission
  Highway Patrol
  Veterans Commission
  State Emergency Management Agency

Office of the Governor
Missouri Department of Agriculture
Missouri Department of Conservation
Missouri Ethics Commission
Missouri Department of Transportation
Missouri National Guard
MoDOT & Patrol Employees' Retirement System
Office of Administration
Office of the Secretary of State
Office of the State Public Defender
Office of the State Treasurer
University of Missouri
Platte County Board of Elections
St. Louis Conty Board of Elections
St. Louis City Board of Elections
Christian County Auditors
Phelps County Sheriff Department
Kansas City Police Department
County Employees Retirement Fund
Kansas City Civilian Police Employees' Retirement
Kansas City Police Retirement System
Public Schools and Education Employee Retirement Systems
Sheriff's Retirement System
Northwest Missouri State University
Office of the Lieutenant Governor
Office of the State Auditor
Missouri House of Representatives
Joint Committee on Administrative Rules
Joint Committee on Public Employee Retirement
Legislative Research
Missouri Senate
Lottery
Missouri Consolidated Health Care Plan
Missouri State Employee's Retirement System
State Tax Commission
Department of Mental Health
Department of Social Services
Department of Corrections
Department of Health and Senior Services
Attorney General's Office

Department of Natural Resources
University of Central Missouri
City of Kansas City

Julie Morff
Director
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Jessica Harris
Assistant Director
March 2, 2026