

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 7528H.011
 Bill No.: HB 3534
 Subject: Disabilities; Children and Minors; Parks and Recreation
 Type: Original
 Date: March 9, 2026

Bill Summary: This proposal requires all new playground areas and surfaces to comply with the 2010 ADA Standards for Accessible Design and relevant regulations issued by the United States Department of Justice.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND

FUND AFFECTED	FY 2027	FY 2028	FY 2029
General Revenue*	\$0 or (Unknown)	\$0 or (Unknown)	\$0 or (Unknown)
Total Estimated Net Effect on General Revenue	\$0 or (Unknown)	\$0 or (Unknown)	\$0 or (Unknown)

*Oversight notes that per DNR's assumption, this proposal would potentially cost \$300,000 per playground.

ESTIMATED NET EFFECT ON OTHER STATE FUNDS

FUND AFFECTED	FY 2027	FY 2028	FY 2029
College & University Funds	\$0 or Could exceed (\$150,000)	\$0 to (Unknown)	\$0 to (Unknown)
Total Estimated Net Effect on Other State Funds	\$0 or Could exceed (\$150,000)	\$0 to (Unknown)	\$0 to (Unknown)

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)

FISCAL ANALYSIS

ASSUMPTION

§1.342 – Playground Construction

Officials from the **Department of Natural Resources (DNR)** assume per the 2018 master list of playgrounds Missouri State Parks (MSP) has 99 playgrounds. In estimate, without detailed survey of the system 69 of the playgrounds have not had equipment replaced since pre-2010, however there is a good chance that they do meet requirements. Once playground equipment is replaced or identified, it is required to bring playground equipment into compliance with the 2010 ADA standards.

The high end - to bring all playgrounds into compliance w/o question: \$300k average cost per playground x 69 = \$20.7 M

The low end - to correct a couple of surfaces, provide accessible routes, and replace 10 playgrounds (in entirety) = \$3.9 M

Oversight is unsure how many of the parks will need such repairs, therefore, for the purpose of the fiscal note, Oversight will reflect range of zero (no repairs are needed) or unknown cost (repairs are needed) to general revenue.

Based on a brief review, **Oversight** notes that there are approximately 293 playgrounds in Missouri and estimates 194 (293 - 99) playgrounds maintained are maintained by local governments or private organizations.

Oversight notes that DNR estimates that if only one playground is needed to correct surface, it would need to comply with the ADA 2010 rules for playground, and necessitate approximate cost of \$300,000, at lower estimate. Therefore, Oversight will reflect range of zero (no repairs are needed) or unknown cost (repairs are needed) to local political subdivisions.

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.

In response to similar legislation, HB 2342 (2026), officials from the **University of Central Missouri (UCM)** assume an indeterminate fiscal impact but estimated increase in cost of \$150,000-\$370,000 to bring the playground into compliance with proposed legislation. There would also be significant costs to take children to alternative outdoor space because outdoor playtime is required under licensing regulations and the improvements needed would cause the playground to be down for a significant period. As such, adjustments to payroll would be needed to have more staff so that the lower ratio of staff to children required for field trips can be met.

Officials from the **Office of Administration, Department of Elementary and Secondary Education, Department of Social Services, Office of the State Courts Administrator, University of Missouri System, City of Kansas City and Northwest Missouri State University** 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.

In response to similar legislation, HB 1244 (2025), officials from the **Office of the State Public Defender, Missouri Office of Prosecution Services** and the **City of O'Fallon** each assumed the proposal will have no fiscal impact on their respective organizations. **Oversight** does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note for these agencies.

<u>FISCAL IMPACT – State Government</u>	FY 2027 (10 Mo.)	FY 2028	FY 2029
GENERAL REVENUE			
<u>Cost – DNR (§1.342) requirements to comply with ADA of 2010 for playgrounds p.3</u>	\$0 or <u>(Unknown)</u>	\$0 or <u>(Unknown)</u>	\$0 or <u>(Unknown)</u>
ESTIMATED NET EFFECT ON GENERAL REVENUE	\$0 or <u>(Unknown)</u>	\$0 or <u>(Unknown)</u>	\$0 or <u>(Unknown)</u>
COLLEGES AND UNIVERSITY FUNDS			
<u>Cost – DNR (§1.342) Requirement to comply with ADA of 2010 for playgrounds p.3</u>	\$0 or Could exceed <u>(\$150,000)</u>	\$0 to <u>(Unknown)</u>	\$0 to <u>(Unknown)</u>
ESTIMATED NET EFFECT ON COLLEGES AND UNIVERSITY FUNDS	\$0 or Could exceed <u>(\$150,000)</u>	\$0 to <u>(Unknown)</u>	\$0 to <u>(Unknown)</u>

<u>FISCAL IMPACT – Local Government</u>	FY 2027 (10 Mo.)	FY 2028	FY 2029
LOCAL POLITICAL SUBDIVISIONS			
<u>Cost – Local Government (§1.342) requirement to comply with ADA of 2010 for playgrounds p.4</u>	\$0 or <u>(Unknown)</u>	\$0 or <u>(Unknown)</u>	\$0 or <u>(Unknown)</u>
ESTIMATED NET EFFECT ON LOCAL POLITICAL SUBDIVISION	\$0 or <u>(Unknown)</u>	\$0 or <u>(Unknown)</u>	\$0 or <u>(Unknown)</u>

FISCAL IMPACT – Small Business

Small businesses who operate as manufacturers of playground equipment could be impacted by this proposal.

FISCAL DESCRIPTION

This proposal requires all new playground areas and surfaces to comply with the 2010 ADA Standards for Accessible Design and relevant regulations issued by the United States Department of Justice

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 Natural Resources
Attorney General's Office
Office of Administration
Department of Elementary and Secondary Education
Office of the State Courts Administrator
Office of the State Public Defender
University of Missouri System
Missouri Office of Prosecution Services
Department of Social Services
University of Central Missouri
Northwest Missouri State University
City of Kansas City
City of O'Fallon



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