

Fiscal Estimate - 2015 Session

Original
 Updated
 Corrected
 Supplemental

LRB Number 15-2643/1	Introduction Number AB-0469
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Description
 Use of changing rooms by pupils

Fiscal Effect

State:

<input type="checkbox"/> No State Fiscal Effect	<input type="checkbox"/> Increase Existing Revenues	<input type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget <input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/> Indeterminate	<input type="checkbox"/> Decrease Existing Revenues	
<input type="checkbox"/> Increase Existing Appropriations		<input type="checkbox"/> Decrease Costs
<input type="checkbox"/> Decrease Existing Appropriations		
<input type="checkbox"/> Create New Appropriations		

Local:

<input type="checkbox"/> No Local Government Costs		5. Types of Local Government Units Affected <input type="checkbox"/> Towns <input type="checkbox"/> Village <input type="checkbox"/> Cities <input type="checkbox"/> Counties <input type="checkbox"/> Others <input checked="" type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts
<input checked="" type="checkbox"/> Indeterminate		
1. <input type="checkbox"/> Increase Costs	3. <input type="checkbox"/> Increase Revenue	
<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	
2. <input type="checkbox"/> Decrease Costs	4. <input type="checkbox"/> Decrease Revenue	
<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	

Fund Sources Affected	Affected Ch. 20 Appropriations
<input type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEGS	

Agency/Prepared By DPI/ Carl Bryan (608) 267-9127	Authorized Signature Erin Fath (608) 266-2804	Date 11/6/2015
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Fiscal Estimate Narratives

DPI 11/6/2015

LRB Number	15-2643/1	Introduction Number	AB-0469	Estimate Type	Original
Description Use of changing rooms by pupils					

Assumptions Used in Arriving at Fiscal Estimate

This bill requires a school board to designate each pupil restroom and changing room (together, changing room) located in a public school building and accessible by multiple pupils as for the exclusive use of pupils of only one sex. The bill defines "sex" as the physical condition of being male or female, as determined by an individual's chromosomes and identified at birth by that individual's anatomy. The bill prohibits a member of the female sex from using a changing room that has been designated as the male changing room and prohibits a member of the male sex from using a changing room that has been designated as the female changing room.

The bill permits a school board to temporarily designate a pupil restroom or changing room for special events. The bill requires a school board to provide reasonable accommodations to a pupil to use a single-occupancy changing room when the following conditions are met: 1) the pupil identifies as a member of the male sex but is a member of the female sex, or the pupil identifies as a member of the female sex but is a member of the male sex; and 2) the pupil or the parent or guardian of the pupil submits a written request to the school board to receive the accommodation.

The bill permits a pupil or the pupil's parent or guardian to file a written complaint regarding a violation of the requirements in the bill, and requires the school board to investigate and attempt to resolve the complaint.

Local: School districts may be expected to retrofit existing facilities to accommodate for students who identify as transgender and make use of the designated space as a single-occupancy changing room. School boards will also be permitted to temporarily establish a pupil restroom or changing room for special events. School district policies and procedures with respect to anti-harassment and accommodations for transgender individuals will have to be revised to comply with the new requirements under this bill. In addition, school boards will be expected to investigate any formal complaint in the event these accommodations are not satisfactory to the pupil or parent/guardian of the pupil, and they must attempt to resolve the complaint to the extent possible. Because the number of affected students, or the extent to which these accommodations must be made, is unknown, the local fiscal impact as a result of this bill is indeterminate.

State: The state may face increased legal costs as a result of provisions that require the Department of Justice to represent school districts in the event legal action is taken by parents of affected transgender pupils. The Department of Public Instruction is not in a position to estimate the fiscal impact to other state agencies such as a result of this bill; therefore, the fiscal impact to the state is indeterminate.

Long-Range Fiscal Implications