

## PHYSICAL PRIVACY POLICY

### I. PURPOSE

In recognition of student physical privacy rights and the need to ensure student safety and maintain school discipline, this Policy is enacted to advise school site staff and administration regarding their duties in relation to use of restrooms, locker rooms, showers, similar school facilities, and school-related overnight accommodations where persons may be in a state of undress in the presence of others.

### II. DEFINITIONS

“Sex” means a person’s immutable biological sex, either male or female, as objectively determined by anatomy and/or genetics existing at the time of birth. Evidence of a person’s biological sex includes, but is not limited to, any government-issued identification document that accurately reflects a person’s sex as listed on the person’s original birth certificate.

### III. POLICY

#### A. Use of School Facilities and Overnight Accommodations

1. Notwithstanding any other Board Policy, every public school restroom, locker room, and shower room accessible by multiple persons at the same time shall be designated for use by male persons only or female persons only.

2. In all public schools in this District, restrooms, locker rooms, and showers that are designated for one sex shall be used only by members of that sex; and, no person shall enter a restroom, locker room, or shower that is designated for one sex unless he or she is a member of that sex.

3. In any other public school facility or setting where a person may be in a state of undress in the presence of others, school personnel shall provide separate, private areas designated for use by persons based on their sex, and no person shall enter these private areas unless he or she is a member of the designated sex.

4. During any school authorized activity or event where persons share overnight lodging, no person shall share a bedroom or multi-occupancy restroom with a member of the opposite sex, unless such persons are members of the same family (i.e., parent/guardian, child, sibling, or grandparent).

5. This section shall not apply to a person who enters a facility designated for the opposite sex:

- a. for custodial or maintenance purposes, when the facility is not occupied by a member of the opposite sex;
- b. to render emergency medical assistance; or

- c. during a natural disaster, emergency, or when necessary to prevent a serious threat to good order or student safety.

6. Nothing in this section shall be construed to prohibit schools from adopting policies necessary to accommodate disabled persons or young children in need of physical assistance when using restrooms, locker rooms and shower rooms.

#### B. Accommodations.

Persons who, for any reason, are unwilling or unable to use a facility described in subsection A may submit a request to the principal or other designee of the school district for access to alternative facilities. The principal or designee shall evaluate these requests on a case-by-case basis and shall, to the extent reasonable, offer options for alternate facilities, which may include, but are not limited to: access to a single-user restroom or controlled use of an employee restroom, locker room, or shower. In no event shall the accommodation be access to a facility described in subsection A that is designated for use by members of the opposite sex while persons of the opposite sex are present or could be present.