



Book	Policy Manual
Section	3000 - Students
Title	School Restroom and Changing Facility Access, Overnight Lodging
Code	3081
Status	Draft
Adopted	

SCHOOL RESTROOM AND CHANGING FACILITY ACCESS; OVERNIGHT LODGING

School Restrooms and Changing Facilities

In the interest of protecting the privacy and safety of all students, the State of Idaho has developed a mandatory statewide policy ensuring the separation of school restrooms and changing facilities on the basis of biological sex. In accordance with Idaho Code 33-6603, all restrooms and changing facilities located within the Coeur d'Alene School District and accessible by multiple people at the same time (referred to herein as a "multi-occupancy restroom or changing facility") shall be designated as "male" or "female" and used only by members of that sex. No person shall enter a multi-occupancy restroom or changing facility that is designated for one sex unless such person is a member of that sex.

Additionally, in any other setting within the District where a person may be in a state of undress in the presence of others, school personnel will provide separate and private areas for males and females, and no person may enter these private areas unless such person is a member of the designated sex.

Overnight Lodging

During any school authorized activity or event where persons share overnight lodging, school personnel must provide separate sleeping quarters for members of each sex. No person will share sleeping quarters with a person of the opposite sex, unless the persons are members of the same family.

Reasonable Accommodations

The District will provide a reasonable accommodation to any student who:

- a) For any reason, is unwilling or unable to use a multi-occupancy restroom or

changing facility designated for that person's sex and located within any District building, or multi-occupancy sleeping quarters while attending a public school-sponsored activity; and

- b) Provides a written request for reasonable accommodation to the District, signed by parent(s)/guardian(s) with legal decision-making authority.

Reasonable accommodations may include, for example, student access to a single-stall staff restroom. Consistent with Idaho Code 33-6603, a reasonable accommodation does not include access to a multi-occupancy restroom or changing facility, or sleeping quarter that is designated for use by members of the opposite sex.

Students shall participate in school activities according to the direction of the Idaho High School Activities Association's (IHSAA) Rule 11, shall be subject to IHSAA rules and regulations, and does not negate the requirement that all students shall use the restroom, changing facilities, and overnight sleeping quarters designated by biological sex.

Exemptions

This policy shall not apply:

1. To single-occupancy restrooms and changing facilities, or to restrooms and changing facilities that are conspicuously designated for unisex or family use;
2. To restrooms and changing facilities that have been temporarily designated for use by that person's biological sex;
3. To a person of one sex who uses a single-sex facility designated for the opposite sex, if such single-sex facility is the only facility reasonably available at the time of the person's use of the facility;
4. To a person employed to clean, maintain, or inspect a restroom or single-sex facility;
5. To a person who enters a restroom or facility to render medical assistance;
6. To a person who is accompanying an individual in need of assistance;
7. To coaching staff and personnel during athletic events when advance notice is given prior to entry; or
8. During an ongoing natural disaster or emergency, or when necessary to prevent a serious threat to good order or student safety.

Definitions

For the purpose of this policy, per Idaho Code 33-602

- "Changing facility" means a facility in which a person may be in a state of undress in the presence of others, including a locker room, changing room, or shower room.
- "Sex" means the immutable biological and physiological characteristics, specifically the chromosomes and internal and external reproductive anatomy, genetically determined at conception and generally recognizable at birth, that define an individual as male or female.

CROSS REFERENCE

- 2140 Student and Family Privacy Rights
- 3001 Enrollment Qualifications; Entrance, Placement and Credit Acceptance
- 3085 Sexual harassment, Discrimination and Retaliation
- 3280 Equal Education, Nondiscrimination, and Sex Equity
- 3290 Sexual Harassment / Intimidation of Students
- 3295 Harassment, Intimidation, Bullying, Cyber Bullying, Hate Speech, and Malicious Harassment
- 3570 Student Records
- 3575 Student Data Privacy and Security

LEGAL REFERENCE

Idaho Code 33-6603

POLICY HISTORY

Adopted on:

Effective Date: This policy shall go into effect concurrently with the effective date of Idaho Code 33-6603.

Revised on:

Reviewed on:

Legal

I.C. § 33-6601 through 33-6606