Clark County School District No. 161

SCHOOL FACILITIES **9605**

Facilities Separated by Sex

For the purposes of this policy, a student's sex shall be the sex indicated on a student's birth certificate. If a student does not have a birth certificate, consistent with Section 18-4511, Idaho Code, an alternative form of governmental identification may be considered for determination of a student's sex under this policy. Under no circumstances shall District personnel require a medical exam or physical inspection to establish a person's sex.

This policy discusses the use of bathrooms, changing facilities, and sleeping rooms. It does not refer to any other spaces or activities separated on the basis of gender.

All areas assigned as a place to sleep during a District-sponsored overnight trip as well as all District restroom and changing facilities that can be used by more than one person at a time shall be designated for use either by people who are male or female. A person may only enter such a multi-occupancy sleeping area, restroom, or changing facility if the facility's designated sex corresponds to the user's sex, except in the following cases:

1. Sharing of facilities by members of the same family;
2. When a person requires use of such a multi-occupancy sleeping area, restroom, or changing facility and one corresponding to their sex is not reasonably available at the time. In such cases, steps shall be taken to protect the privacy of all students using the facility;
3. A person is employed to clean, maintain, or inspect a restroom, changing room, or sleeping room;
4. A person enters a restroom or facility to render medical assistance;
5. A person who needs assistance is accompanied by one of the following whose sex corresponds to the sex designated for the facility:
    A. A family member;
    B. A legal guardian; or
    C. A designee chosen by the person requiring assistance.
6. Coaching staff and personnel during athletic events;
7. During an ongoing natural disaster or emergency; or
8. When entry to the facility is necessary to prevent a serious threat to good order or student safety.

The sex designation of restrooms and changing facilities may be temporarily changed.

Single-occupancy restrooms and changing facilities or restrooms and changing facilities may be designated for unisex or family use provided they are conspicuously marked as such.

Accommodation Upon Request

Upon written request for accommodation, each District school shall provide reasonable accommodation to any individual who, for any reason, is unwilling or unable to use a multi-occupancy restroom, changing facility, or sleeping room designated for the person's sex. Such accommodation may include use of a single-occupant facility. Such accommodation may not include access to a multi-person restroom, changing room, or sleeping room when:

1. The facility is designated for the sex that does not correspond to the individual's own sex; and
2. A person whose sex differs from the person to be accommodated is or could be present.

The Board directs the Superintendent to take reasonable steps to enforce and implement this policy.

Cross References:

2250	Field Trips, Excursions, and Outdoor Education
3460	School-Related Foreign Travel and Extended Travel by Students

Legal References:

IC § 33-6602 et seq.	Definitions

Policy History:
Adopted on: 12/11/2025
Revised on:
Reviewed on: