

STATE OF OKLAHOMA

2nd Session of the 59th Legislature (2024)

SENATE BILL 1571

By: Floyd

AS INTRODUCED

An Act relating to schools; amending Section 1, Chapter 323, O.S.L. 2022, as amended by Section 1, Chapter 283, O.S.L. 2023 (70 O.S. Supp. 2023, Section 1-125), which relates to restroom or changing area use; requiring certain adult to be certain employee; providing an effective date; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY Section 1, Chapter 323, O.S.L. 2022, as amended by Section 1, Chapter 283, O.S.L. 2023 (70 O.S. Supp. 2023, Section 1-125), is amended to read as follows:

Section 1-125. A. As used in this section:

1. "Sex" means the physical condition of being male or female based on genetics and physiology, as identified on the individual's original birth certificate;

2. "Multiple occupancy restroom or changing area" means an area in a public school or public charter school building designed or designated to be used by more than one individual at a time, where individuals may be in various stages of undress in the presence of

1 other individuals. The term may include but is not limited to a  
2 school restroom, locker room, changing room, or shower room;

3 3. "Coach" means a person employed by a public school district  
4 or public charter school who is involved in the teaching or training  
5 of students participating in a school-sponsored athletic activity;  
6 and

7 4. "School-sponsored athletic activity" means a sporting event  
8 that is supported and affiliated with the school such as games,  
9 matches, and tournaments.

10 B. To ensure privacy and safety, each public school and public  
11 charter school that serves students in prekindergarten through  
12 twelfth grades in this state shall require every multiple occupancy  
13 restroom or changing area designated as follows:

- 14 1. For the exclusive use of the male sex; or
- 15 2. For the exclusive use of the female sex.

16 C. Each public school or public charter school in this state  
17 shall provide a reasonable accommodation to any individual who does  
18 not wish to comply with the provisions of subsection B of this  
19 section. A reasonable accommodation shall be access to a single-  
20 occupancy restroom or changing room.

21 D. The provisions of this section shall not apply to  
22 individuals entering a multiple occupancy restroom or changing area  
23 designated for use by the opposite sex when entering in any of the  
24 following circumstances:

1 1. For custodial, maintenance, or inspection purposes;

2 2. To render emergency medical assistance; or

3 3. If a suitable meeting room or area is not available, a coach  
4 may enter a locker room before, during, or after a school-sponsored  
5 athletic activity, provided:

6 a. all students present are fully clothed,

7 b. the coach shall be accompanied by at least one  
8 additional adult at all times, and

9 c. if the coach is the opposite sex of the students  
10 present, the coach shall be accompanied by at least  
11 one adult of the same sex as the students present.

12 The adult shall not be a current high school student. The adult  
13 shall be an employee of a school district in this state.

14 E. 1. Each school district board of education and public  
15 charter school governing board shall adopt a policy to provide  
16 disciplinary action for individuals who refuse to comply with the  
17 provisions of this section.

18 2. No school district board of education or charter school  
19 governing board shall adopt a policy contrary to the provisions of  
20 this section.

21 F. Upon a finding of noncompliance with the provisions of  
22 subsections B, C, and D of this section by the State Board of  
23 Education, the noncompliant school district or public charter school  
24 shall receive a five percent (5%) decrease in state funding for the

1 school district or public charter school for the fiscal year  
2 following the year of noncompliance.

3 G. A parent or legal guardian of a student enrolled in and  
4 physically attending a public school district or public charter  
5 school shall have a cause of action against the public school  
6 district or public charter school for noncompliance with the  
7 provisions of subsections B, C, and D of this section.

8 H. The State Board of Education shall promulgate rules to  
9 implement the provisions of this section.

10 SECTION 2. This act shall become effective July 1, 2024.

11 SECTION 3. It being immediately necessary for the preservation  
12 of the public peace, health, or safety, an emergency is hereby  
13 declared to exist, by reason whereof this act shall take effect and  
14 be in full force from and after its passage and approval.

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