



## **Student Privacy Plan & Sex-Designated Facilities**

### **Policy Series: 3000 Students**

**Policy No. 3305**

#### **Overview:**

Provo City School District aims to create a welcoming and inclusive environment where all students feel respected, supported, and safe. Our privacy plan reflects our commitment to upholding the rights and dignity of every individual within our school community, complying with relevant legislation, and fostering a culture of acceptance and understanding.

Provo City School District acknowledges and respects the diverse needs of its students. The district recognizes the legal directive to preserve the individual privacy of male and female students in the public education system. Students should only access an operational public school sex-designated privacy space that is constituted for student use if the student's sex corresponds with the sex designation of the privacy space. In accordance with [Utah State Code 63G-31-301](#) and [63G-31-304](#), the district will give annual notice to students and take administrative action to promote compliance.

Provo City School District is committed to providing ongoing support to students who require alternative privacy spaces. Additionally, we are committed to regularly reviewing and updating our policies and procedures to ensure they remain aligned with the requirements of the Federal and State Code, as well as State Board Rules, and best practices in promoting inclusivity and respect for all students.

#### **Use of Sex-Designated Facilities**

#### **Definitions:**

1. "Sex" means an individual's biological sex, either male or female, at birth, according to distinct reproductive roles as manifested by: (a) sex and reproductive organ anatomy; (b) chromosomal makeup; and (c) endogenous hormone profiles.
2. "Female" means the characteristic of an individual whose biological reproductive system is of the general type that functions in a way that could produce ova.

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- 42 3. "Male" means the characteristic of an individual whose biological reproductive system is
- 43 of the general type that functions to fertilize the ova of a female.
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- 45 4. "Intersex individual" means the same as defined in Utah Code § 26B-8-101(15).
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- 47 5. "Gender identity" means the individual's internal sense of gender. Gender identity can be
- 48 shown by information including but not limited to medical history, care or treatment of the
- 49 gender identity, consistent and uniform assertion of the gender identity, or other
- 50 evidence that the gender identity is sincerely held, part of a person's core identity, and
- 51 not being asserted for an improper purpose.
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- 53 6. "Sex-designated" means a facility that is designated specifically for males or females
- 54 and not the opposite sex.
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- 56 7. "Unisex" means designated for the use of both sexes or not sex-designated.
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- 58 8. "Privacy space" means a restroom or changing room.
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- 60 9. "Restroom" means any space including a toilet.
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- 62 10. "Men's restroom" means a restroom that is designated for the exclusive use of males
- 63 and not females.
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- 65 11. "Women's restroom" means a restroom that is designated for the exclusive use of
- 66 females and not males.
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- 68 12. "Changing room" means a space designated for multiple individuals to dress or undress
- 69 within the same space. It includes a locker room, shower room, dressing room, or fitting
- 70 room and includes a restroom when the changing room contains or is attached to the
- 71 restroom.
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- 73 13. "Single-occupant" means a privacy space that has floor-to-ceiling walls, an entirely
- 74 encased and locking door, and is designated for single occupancy.
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### 77 **Use of Sex-Designated Privacy Spaces**

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79 Students may only access operational sex-designated privacy spaces designated for student

80 use if the student's sex corresponds with the sex designation of the privacy space. This

81 restriction does not apply to intersex students.

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If a student requests use of a privacy space other than the sex-designated privacy space that corresponds with the student's sex, because of the student's gender identity or because of reasonable fear of bullying, the District shall coordinate with the student's parent to develop a privacy plan that provides the student with reasonable access to a unisex or single-occupant facility or reasonable access to a faculty or staff restroom. If such access is unavailable, the student shall be provided with reasonable access to private use of an otherwise sex-designated privacy space through staggered scheduling or other arrangement providing temporary private access.

Students shall be given notice of the requirements of this policy and each school shall take administrative action to address violations and promote compliance with this policy.

### Legal References

[Utah State Code 63G-31-302](#)

[Utah State Code 63G-31-304](#)

[Utah Code § 63G-31-101\(1\), \(4\), \(5\), \(7\), \(9\), \(10\), \(11\), \(13\), \(14\) \(2025\)](#)

[Utah Code § 68-3-12.5\(12\), \(18\), \(33\) \(2025\)](#)

[Utah Code § 26B-8-101\(16\) \(2025\)](#)

[Utah Code § 34A-5-102\(1\)\(o\) \(2025\)](#)

[Utah Code § 63G-31-301\(1\), \(5\)\(b\) \(2025\)](#)

[Utah Code § 63G-31-301\(2\) \(2025\)](#)

[Utah Code § 63G-31-303 \(2024\)](#)

[Utah Code § 63G-31-301\(3\) \(2025\)](#)

**Board Approved:**

June 11, 2024

Revised: