

FIRST REGULAR SESSION

SENATE BILL NO. 98

99TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR EMERY.

Pre-filed December 1, 2016, and ordered printed.

ADRIANE D. CROUSE, Secretary.

0408S.01I

AN ACT

To amend chapter 171, RSMo, by adding thereto one new section relating to the physical privacy of students.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Chapter 171, RSMo, is amended by adding thereto one new section, to be known as section 171.425, to read as follows:

171.425. 1. For the purposes of this section "biological sex" means the physical condition of being male or female, which is determined by a person's chromosomes, and is identified at birth by a person's anatomy and indicated on their birth certificate.

2. In every public school setting in which a student may be in a state of undress in the presence of other students, school personnel shall provide separate, distinct areas designated for use by students based on their biological sex to ensure the personal privacy and safety of students.

3. Every public school restroom, locker room, and shower room designated for student use and which is accessible by multiple students at the same time shall be designated for and used only by students of the same biological sex. At no time shall a student be allowed to access a public school restroom, locker room, or shower room designated for use by the opposite biological sex.

4. (1) A student who asserts to school officials that his or her gender is different from his or her biological sex may be provided with alternative restroom, locker room, or shower room accommodations, provided that a parent or legal guardian of a minor child who makes such assertion shall provide written consent to use of such alternative accommodations. Such accommodations shall not include the use of

22 student restrooms, locker rooms, or shower rooms designated for use
23 by students of the opposite biological sex.

24 (2) Acceptable accommodations may include but are not limited
25 to access to single-stall restrooms, unisex restrooms, or controlled use
26 of faculty restrooms, locker rooms, or shower rooms.

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