

ASSEMBLY BILL NO. 375—ASSEMBLYWOMAN DOOLING

MARCH 17, 2015

JOINT SPONSOR: SENATOR HAMMOND

Referred to Committee on Education

SUMMARY—Revises certain provisions concerning public schools. (BDR 34-806)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.  
Effect on the State: Yes.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to education; providing certain requirements for school facilities that are designated for use by persons of one biological sex; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 **Section 1** of this bill requires that any school facility in a public school,  
2 including a restroom, locker room or shower which is designated for use by persons  
3 of one biological sex must only be used by persons of that biological sex, as  
4 determined at birth. **Section 1** also requires a public school to provide separate,  
5 private areas designated for use by pupils based on their biological sex for any  
6 school facility where pupils may be in a state of undress in the presence of other  
7 pupils. For the purposes of **section 1, section 3** of this bill provides an exception  
8 from the provisions of existing law that otherwise make it unlawful to deny equal  
9 access to places of public accommodation on the ground of gender identity or  
10 expression. (NRS 651.070)

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN  
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 **Section 1.** Chapter 388 of NRS is hereby amended by adding  
2 thereto a new section to read as follows:

3 **1. *Any school facility in a public school, including, without***  
4 ***limitation, a restroom, locker room or shower which is designated***



1 *for use by persons of one biological sex must only be used by*  
2 *persons of that biological sex.*

3 2. *In any school facility or setting where a pupil may be in a*  
4 *state of undress in the presence of other pupils, a public school*  
5 *shall provide separate, private areas designated for use by pupils*  
6 *based on their biological sex.*

7 3. *For any pupil who asserts at school a gender that is*  
8 *different than the pupil's biological sex, a public school shall*  
9 *provide the best available accommodation that meets the needs of*  
10 *the pupil, but such accommodation must not include access to a*  
11 *school restroom, locker room or shower designated for use by*  
12 *persons whose biological sex is different from the pupil's*  
13 *biological sex. Such accommodation may include, without*  
14 *limitation, access to a single-stall restroom, access to a unisex*  
15 *restroom or controlled use of a faculty restroom, locker room or*  
16 *shower.*

17 4. *As used in this section, "biological sex" means the*  
18 *biological condition of being male or female as determined at birth*  
19 *based on physical differences or, if necessary, at the chromosomal*  
20 *level.*

21 **Sec. 2.** (Deleted by amendment.)

22 **Sec. 3.** NRS 651.070 is hereby amended to read as follows:

23 651.070 ~~§~~ *Except as otherwise provided in section 1 of*  
24 *this act, all* persons are entitled to the full and equal enjoyment of  
25 the goods, services, facilities, privileges, advantages and  
26 accommodations of any place of public accommodation, without  
27 discrimination or segregation on the ground of race, color, religion,  
28 national origin, disability, sexual orientation, sex, gender identity or  
29 expression.

30 **Sec. 4.** This act becomes effective upon passage and approval  
31 for the purpose of adopting any regulations and performing any  
32 other preparatory administrative tasks to carry out the provisions of  
33 this act, and on January 1, 2016, for all other purposes.

