



SECTION III: STUDENT POLICIES 3320

Multiple Occupancy Restroom or Changing Area Policy

Pursuant to Oklahoma law, the Board of Education ("Board") of Oklahoma Virtual Charter Academy (the "School") adopts this policy to ensure the privacy and safety of all students attending the School.

Definitions:

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

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

Purpose:

To ensure the privacy and safety of all students attending the School, the Board shall require every multiple occupancy restroom or changing area to be designated as follows:

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

To the extent questions arise regarding the sex of any student, the School may require a parent or guardian to provide the student's original birth certificate.

Accommodation:

The School shall provide a reasonable accommodation to any individual who does not wish to comply with the provisions of this policy. A reasonable accommodation shall be access to a single-occupancy restroom or changing room.

Exclusions:

The provisions of this policy shall not apply to individuals entering a multiple occupancy restroom or changing area designated for use by the opposite sex when entering in any of the following circumstance:

1. For custodial, maintenance, or inspection purposes; or
2. To render emergency medical assistance.

Discipline:

Any individual that refuses to comply with this policy shall be subject to disciplinary action. For students, the disciplinary action will be pursuant to the School's discipline actions set forth in Board policies and handbooks. For students attending the School on a transfer, the student's transfer may be revoked by either the Superintendent or the Board. For employees of the School who refuse to either enforce or comply with this policy, the discipline may be in accord with Board policies or employee handbook. Employee discipline may include termination of employment. Any visitor to the School, parent or otherwise, shall also be required to comply with this policy. The failure of any visitor to comply may result in removal from the building.

Non-Compliance:

Should the School be found to be non-compliant with the provisions of this policy by the State Board of Education, the School will receive a five percent (5%) decrease in state funding for the fiscal year following the year of noncompliance.

A parent or legal guardian of a student enrolled in and physically attending the School shall have a cause of action against the School for noncompliance with the provisions of this policy.