

1 HB322
2 215271-2
3 By Representatives Stadthagen, Allen, Lipscomb, Wood (D),
4 Kiel, Shedd, Wilcox, Whorton, Marques, Sorrells, Simpson,
5 Robertson, Brown (C), Hanes, Standridge, Holmes, Estes,
6 Collins, Harbison, Farley, Treadaway, Kitchens, Sullivan,
7 Pettus, Rich, Oliver, Hurst, Easterbrook, Bedsole, Brown (K),
8 Reynolds, Carns, Drake, Mooney, Wingo, Fincher, Dismukes,
9 Greer, Crawford, Shiver, Sells, Garrett, Faust, Sorrell,
10 McCutcheon and Stringer
11 RFD: Education Policy
12 First Read: 09-FEB-22

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ENROLLED, An Act,

Relating to public K-12 schools; to require public K-12 schools to designate the use of rooms where students may be in various stages of undress upon the basis of biological sex; and to prohibit certain classroom discussion or instruction for certain students .

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. (a) For the purposes of this section, the following terms have the following meanings:

(1) BIOLOGICAL SEX. The physical condition of being male or female, as stated on the individual's original birth certificate.

(2) MULTIPLE OCCUPANCY RESTROOM OR CHANGING AREA. An area in a public K-12 school building designed or designated to be used by more than one individual student at a time, where students may be in various stages of undress in the presence of other students or individuals. The term may include, but is not limited to, a school restroom, locker room, changing room, or shower room.

(b) A public K-12 school shall require every multiple occupancy restroom or changing area designated for student use to be used by individuals based on their biological sex.

1 (c) This section does not apply to individuals
2 entering a multiple occupancy restroom or changing area
3 designated for use by the opposite sex when entering in any of
4 the following circumstances:

5 (1) For custodial purposes.

6 (2) For maintenance or inspection purposes.

7 (3) To render medical assistance.

8 (4) To accompany a student needing assistance when
9 the assisting individual is an employee of the local board of
10 education or the student's parent or authorized caregiver.

11 (5) To receive assistance in using the area.

12 (6) When the restroom has been temporarily
13 designated for use by that individual's biological sex.

14 Section 2. (a) An individual or group of individuals
15 providing classroom instruction to students in kindergarten
16 through the fifth grade at a public K-12 school shall not
17 engage in classroom discussion or provide classroom
18 instruction regarding sexual orientation or gender identity in
19 a manner that is not age appropriate or developmentally
20 appropriate for students in accordance with state standards.

21 (b) The State Board of Education shall adopt rules
22 for the implementation and enforcement of this section.

23 Section 3. This act shall become effective on the
24 first day of the third month following its passage and
25 approval by the Governor, or its otherwise becoming law.

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Speaker of the House of Representatives

President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in
and was passed by the House 22-FEB-22.

Jeff Woodard
Clerk

Senate	07-APR-22	Amended and Passed
House	07-APR-22	Concurred in Senate Amendment