

1 AN ACT relating to public school restroom facilities.

2 *Be it enacted by the General Assembly of the Commonwealth of Kentucky:*

3 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 162 IS CREATED TO
4 READ AS FOLLOWS:

5 *(1) As used in this section, "single-user toilet facility" means a restroom designed for*
6 *use by a single occupant that:*

7 *(a) Has a lock that is controlled by the occupant;*

8 *(b) Contains one (1) toilet;*

9 *(c) May contain no more than one (1) urinal; and*

10 *(d) May contain no more than one (1) sink.*

11 *(2) Beginning July 1, 2025, the chief state school officer shall not approve plans and*
12 *specifications as required by KRS 162.060 with a budget of over two million*
13 *dollars (\$2,000,000) for either a new public school building contemplated by a*
14 *board of education or for any addition or alteration of old buildings unless the*
15 *plans and specifications provide single-user toilet facilities available for use by*
16 *persons of any gender in accordance with Kentucky Board of Education*
17 *administrative regulations. These plans and specifications shall include at least*
18 *one (1) single-user toilet facility available for use by persons of any gender. This*
19 *subsection shall not apply to any plans or specifications submitted prior to July 1,*
20 *2025.*

21 *(3) The Kentucky Board of Education shall promulgate administrative regulations in*
22 *accordance with KRS Chapter 13A regarding the required number of single-user*
23 *toilet facilities and distribution of those facilities within each public school*
24 *building. The regulations shall:*

25 *(a) Be based upon relevant and appropriate factors, including but not limited to*
26 *student enrollment, employee population, square footage of the building,*
27 *floor plan of the building, and age of the building;*

1 **(b) Include a requirement that the single-user toilet facilities are available for**
2 **use by students, employees, contractors, visitors, and other guests within the**
3 **building; and**

4 **(c) Provide exemptions for toilet facilities designated for large-capacity venues**
5 **that are designed to serve a large volume of people in a short time.**

6 ➔SECTION 2. A NEW SECTION OF KRS CHAPTER 158 IS CREATED TO
7 READ AS FOLLOWS:

8 **Each school council, or the principal if no school council exists, of a school where**
9 **more than twenty-five percent (25%) of the school's restroom facilities are single-user**
10 **toilet facilities as defined in Section 1 of this Act, shall develop a plan to assist students**
11 **needing additional privacy due to an urgent medical or biological need to access**
12 **restroom facilities that provide additional privacy. The plan may include directing a**
13 **student to a school nurse or a family resource and youth service center to access**
14 **additional privacy and to receive support services to address the biological or medical**
15 **need. The plan may also be incorporated into a student's individualized education**
16 **program required under Pub. L. No. 94-142 or the student's 504 plan required under**
17 **Pub. L. No. 93-112.**