



# COMMITTEE REPORT

**MR. PRESIDENT:**

**The Senate Committee on Health and Provider Services, to which was referred Senate Bill No. 182, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:**

- 1       Page 1, line 17, delete "Except as provided in subsection (c),  
2       "female"," and insert ""**Female**",".
- 3       Page 2, line 6, delete ", when used alone to refer to males, females,  
4       or".
- 5       Page 2, line 7, delete "the natural differences between males and  
6       females".
- 7       Page 2, line 8, delete "." and insert "**and has the meaning set forth**  
8       **in subdivision (25).**".
- 9       Page 2, line 26, delete "Except as provided in subsection (c),  
10       "male"," and insert ""**Male**",".
- 11       Page 3, line 8, delete "Except as provided in subsection (c), "sex""  
12       and insert ""**Sex**"".
- 13       Page 3, line 10, delete "the anatomy," and insert "**anatomy**".
- 14       Page 3, line 10, delete "the gametes" and insert "**gametes**".
- 15       Page 4, delete lines 16 through 23.
- 16       Page 5, line 27, delete "biological".
- 17       Page 6, line 33, delete "biological".
- 18       Page 7, line 40, delete "for:" and insert "**for either of the**  
19       **following:**".

- 1 Page 7, line 41, delete "a" and insert "A".
- 2 Page 7, line 41, after "verifiable" insert "**genetic or physiological**".
- 3 Page 7, line 42, delete "an individual with:" and insert "**the**
- 4 **following:**".
- 5 Page 8, line 1, delete "external" and insert "**External**".
- 6 Page 8, line 1, delete "irremovably" and insert "**irresolvably**".
- 7 Page 8, line 2, delete "ambiguous;" and insert "**ambiguous.**".
- 8 Page 8, line 3, delete "forty-six" and insert "**Forty-six**".
- 9 Page 8, line 3, delete "virilization;" and insert "**virilization.**".
- 10 Page 8, line 4, delete "forty-six" and insert "**Forty-six**".
- 11 Page 8, line 4, delete "undervirilization;" and insert
- 12 "**undervirilization.**".
- 13 Page 8, delete line 5.
- 14 Page 8, line 6, delete "both" and insert "**Both**".
- 15 Page 8, line 6, delete "issues; or" and insert "**tissues.**".
- 16 Page 8, line 7, delete "except" and insert "**Except**".
- 17 Page 8, line 8, delete "is voluntarily" and insert "**was previously**".
- 18 Page 8, line 9, after "sex" insert "**designation**".
- 19 Page 8, line 9, delete "individual as previously recorded at birth."
- 20 and insert "**individual.**".
- 21 Page 8, between lines 13 and 14, begin a new paragraph and insert:
- 22 "SECTION 6. IC 20-33-13.6 IS ADDED TO THE INDIANA CODE
- 23 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
- 24 JULY 1, 2026]:
- 25 **Chapter 13.6. Physical Privacy of Students**
- 26 **Sec. 1. (a) As used in this chapter, "multiple occupancy**
- 27 **restroom or changing area" means a room or area in a school**
- 28 **building that may be used by more than one (1) student at a time**
- 29 **and in which students may be in various stages of undress in the**
- 30 **presence of other individuals.**
- 31 **(b) The term includes a restroom, locker room, changing room,**
- 32 **and shower room.**
- 33 **(c) The term does not include a single occupancy restroom,**
- 34 **locker room, changing room, or shower room.**
- 35 **Sec. 2. As used in this chapter, "school" means any:**
- 36 **(1) school maintained by a school corporation; or**
- 37 **(2) charter school;**
- 38 **that provides instruction to students in any combination of**

1 kindergarten through grade 12.

2 Sec. 3. As used in this chapter, "sleeping quarters" means a  
3 room with a bed in which more than one (1) individual is housed  
4 overnight.

5 Sec. 4. Each school shall designate each multiple occupancy  
6 restroom or changing area as follows:

7 (1) For the exclusive use of the male sex.

8 (2) For the exclusive use of the female sex.

9 Sec. 5. (a) Subject to subsection (b), an individual shall only use  
10 a multiple occupancy restroom or changing area that is designated  
11 for the sex that is the individual's sex.

12 (b) An individual does not violate subsection (a) if the:

13 (1) multiple occupancy restroom or changing area has been  
14 temporarily designated for use by the opposite sex; or

15 (2) individual is entering a multiple occupancy restroom or  
16 changing area for one (1) or more of the following reasons:

17 (A) For custodial, maintenance, or inspection purposes.

18 (B) To render medical or emergency assistance.

19 (C) To accompany a student needing assistance if the  
20 individual assisting the student is the student's parent or  
21 caregiver.

22 (D) To provide coaching or athletic training during athletic  
23 events, provided the individual providing coaching or  
24 training took reasonable steps to ensure no individuals are  
25 in a state of undress prior to entering.

26 Sec. 6. During any activity or event authorized by a school in  
27 which students share sleeping quarters, a school shall not require  
28 a student to share sleeping quarters with a member of the opposite  
29 sex, unless the individual of the opposite sex is a member of the  
30 student's family.

31 Sec. 7. (a) An individual who encounters an individual violating  
32 section 5 of this chapter may bring a civil action against the school  
33 corporation or school if the school corporation or school:

34 (1) provided the individual who violated section 5 of this  
35 chapter permission to use a multiple occupancy restroom or  
36 changing area that is designated for the sex that is not the  
37 individual's sex; or

38 (2) failed to take reasonable steps to prohibit the individual

who violated section 5 of this chapter from using a multiple occupancy restroom or changing area that is designated for the sex that is not the individual's sex.

(b) If a school or school corporation violates section 6 of this chapter, an individual who is directly or indirectly injured as a result of the violation may bring a civil action against the school or school corporation.

(c) An action described in this section must be commenced within two (2) years of the violation.

**Sec. 8.** The court may award to an individual who prevails in an action under section 7 of this chapter any of the following:

(1) Injunctive relief.

(2) Declaratory judgment.

(3) Costs and reasonable attorney's fees.

**Sec. 9.** Nothing in this chapter prohibits a school corporation or school from:

(1) providing single occupancy sleeping quarters or a single occupancy restroom, locker room, changing room, or shower room; or

(2) adopting policies necessary to accommodate individuals protected under the Americans with Disabilities Act (42 U.S.C. 12101 et seq.) and any amendments and regulations related to the Act.

**Sec. 10.** The provisions of this chapter are severable as provided in IC 1-1-1-8(b).

SECTION 7. IC 21-39-10 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]:

#### **Chapter 10. Physical Privacy of Students**

**Sec. 1. (a)** As used in this chapter, "multiple occupancy restroom or changing area" means a room or area in a state educational institution building that may be used by more than one (1) student at a time and in which students may be in various stages of undress in the presence of other individuals.

(b) The term includes a restroom, locker room, changing room, and shower room.

(c) The term does not include a single occupancy restroom, locker room, changing room, or shower room.

1       **Sec. 2.** As used in this chapter, "sleeping quarters" means a  
2 room with a bed in which more than one (1) individual is housed  
3 overnight.

4       **Sec. 3.** Each state educational institution shall designate each  
5 multiple occupancy restroom or changing area as follows:

6           (1) For the exclusive use of the male sex.

7           (2) For the exclusive use of the female sex.

8       **Sec. 4.** (a) Subject to subsection (b), an individual shall only use  
9 a multiple occupancy restroom or changing area that is designated  
10 for the sex that is the individual's sex.

11       (b) An individual does not violate subsection (a) if the:

12           (1) multiple occupancy restroom or changing area has been  
13 temporarily designated for use by the opposite sex; or

14           (2) individual is entering a multiple occupancy restroom or  
15 changing area for one (1) or more of the following reasons:

16               (A) For custodial, maintenance, or inspection purposes.

17               (B) To render medical or emergency assistance.

18               (C) To accompany a student needing assistance if the  
19 individual assisting the student is the student's parent or  
20 caregiver.

21               (D) To provide coaching or athletic training during athletic  
22 events, provided the individual providing coaching or  
23 training took reasonable steps to ensure no individuals are  
24 in a state of undress prior to entering.

25       **Sec. 5.** A state educational institution shall not require a student  
26 to share sleeping quarters with a member of the opposite sex:

27           (1) during any activity or event authorized by a state  
28 educational institution; or

29           (2) in state educational institution on campus housing;

30 unless the individual who is a member of the opposite sex is a  
31 member of the student's family.

32       **Sec. 6.** (a) An individual who encounters an individual violating  
33 section 4 of this chapter may bring a civil action against the state  
34 educational institution if the state educational institution:

35           (1) provided the individual who violated section 4 of this  
36 chapter permission to use a multiple occupancy restroom or  
37 changing area that is designated for the sex that is not the  
38 individual's sex; or

- 1           (2) failed to take reasonable steps to prohibit the individual  
 2           who violated section 4 of this chapter from using a multiple  
 3           occupancy restroom or changing area that is designated for  
 4           the sex that is not the individual's sex.
- 5           (b) If a state educational institution violates section 5 of this  
 6           chapter, an individual who is directly or indirectly injured as a  
 7           result of the violation may bring a civil action against the state  
 8           educational institution.
- 9           (c) An action described in this section must be commenced  
 10          within two (2) years of the violation.
- 11          Sec. 7. The court may award to an individual who prevails in an  
 12          action under section 6 of this chapter any of the following:
- 13               (1) Injunctive relief.  
 14               (2) Declaratory judgment.  
 15               (3) Costs and reasonable attorney's fees.
- 16          Sec. 8. Nothing in this chapter prohibits a state educational  
 17          institution from:
- 18               (1) providing single occupancy sleeping quarters or a single  
 19               occupancy restroom, locker room, changing room, or shower  
 20               room; or  
 21               (2) adopting policies necessary to accommodate individuals  
 22               protected under the Americans with Disabilities Act (42  
 23               U.S.C. 12101 et seq.) and any amendments and regulations  
 24               related to the Act.
- 25          Sec. 9. The provisions of this chapter are severable as provided  
 26          in IC 1-1-1-8(b).".
- 27          Renumber all SECTIONS consecutively.  
              (Reference is to SB 182 as introduced.)

**and when so amended that said bill do pass.**

Committee Vote: Yeas 9, Nays 3.

**Charbonneau**

**Chairperson**