

POLICY #530

COTTONWOOD HEIGHTS PARKS AND RECREATION SERVICE AREA

POLICY GOVERNING SEX DESIGNATED FACILITIES AND PRIVACY SPACE COMPLIANCE PLAN

REFERENCE:

UTAH CODE ANN. §63G-31-302, §63G-31-303, §63G-31-304

PURPOSE:

This policy defines the guidelines and policies for sex designated facilities and privacy space compliance plan

POLICY

- 1.0 Sex-designated changing rooms in publicly owned facilities open to the general public - UCA. §63G-31-302
 - 1.1 To preserve the privacy of males and females, an individual generally may only access a sex-designated changing room if:
 - a. The individual's sex corresponds with the sex designation of the changing room; or
 - b. The individual has legally amended their birth certificate to correspond with the sex designation of the changing room and undergone a primary sex characteristic surgical procedure to correspond with the sex designation of the changing room.
 - 1.2 This requirements of Section 1.1 do not apply to the following:
 - a. A minor child who requires assistance to access or use the changing room that corresponds with the sex of the minor's parent, guardian, or relative;
 - b. A child with a disability or a dependent adult (someone with certain physical or mental impairments) who requires assistance to access or use the changing room that corresponds with the sex of a caretaker;
 - c. An individual providing public safety services; or
 - d. An individual whose employment duties include the maintenance or cleaning of the changing room.

2.0 Government Entity Facility Compliance-UCA. §63G-31-304

2.1 State law requires the Cottonwood Heights Parks and Recreation Service Area to contact law enforcement if it receives a complaint or allegation regarding the following within a privacy space in the Cottonwood Heights Recreation Center: lewdness, lewdness involving a child, voyeurism, loitering, or criminal trespass.

2.2 To preserve the individual privacy of males and females in privacy spaces, any new facilities to the Service Area will include at least one single occupant facility.

2.3 In regards to existing facilities, the Service Area shall consider the feasibility of retrofitting or remodeling the facilities it owns or controls that include privacy spaces to include features to increase individual privacy, such as floor-to-ceiling walls and doors or similar privacy protection, curtains or other similar methods or improving individual privacy within the privacy spaces.

3.0 As is required by State Law (UCA § 63GF-31-201), the Cottonwood Heights Parks and Recreation Service Area will not exclude an individual from participation in, deny an individual from the benefits of, or subject an individual to a sex-based distinction unless the distinction is substantially related to an important government purpose like protecting individual privacy or competitive opportunity.

APPROVED AND PASSED THIS 16th DAY OF October, 2024

COTTONWOOD HEIGHTS
PARKS AND RECREATION SERVICE AREA

By: 

Ben Hill, Executive Director

BOARD OF TRUSTEES

By: 

Bart Hopkin, Chair

RESOLUTION NO. 2024-11

A RESOLUTION ADOPTING CHANGES TO A PERSONNEL POLICY OF THE COTTONWOOD HEIGHTS PARKS AND RECREATION SERVICE AREA POLICY #530-SEX DESIGNATED FACILITIES AND PRIVACY SPACE

WHEREAS, the Cottonwood Heights Parks and Recreation Service Area Board of Trustees would like to adopt Policy #530-Sex Designated Facilities and Privacy Space Compliance Plan

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE BOARD OF TRUSTEES OF THE COTTONWOOD HEIGHTS PARKS AND RECREATION SERVICE AREA AS FOLLOWS:

1. **Adoption.** The Board of Trustees of the Cottonwood Heights Parks and Recreation Service Area adopts Policy #530- Sex Designated Facilities and Privacy Space;
2. **Severability.** If any section, part or provision of this Resolution is held invalid or unenforceable, such invalidly or unenforceability, shall not affect any other portion of this Resolution, and all sections, parts and provisions shall be severable.
3. **Effective Date.** This Resolution shall become effective immediately upon its passage

PASSED AND ADOPTED BY THE BOARD OF TRUSTEES OF THE COTTONWOOD HEIGHTS PARKS AND RECREATION SERVICE AREA ON THIS 16th DAY OF OCTOBER 2024.

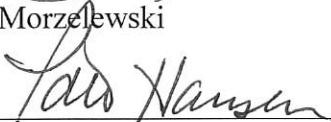
COTTONWOOD HEIGHTS PARKS AND RECREATION SERVICE AREA



Bart Hopkin, Chair



Dan Morzelewski



Patti Hansen



Attest: Lyse Durrant