

1 STATE OF OKLAHOMA

2 1st Session of the 60th Legislature (2025)

3 COMMITTEE SUBSTITUTE  
4 FOR

5 SENATE BILL 418

6 By: Daniels

7 COMMITTEE SUBSTITUTE

8 An Act relating to the Department of Corrections;  
9 defining terms; requiring certain designation;  
10 prohibiting certain use by certain persons; providing  
11 certain exceptions; construing provisions; requiring  
12 promulgation of rules; providing for certain relief;  
13 providing for certain action within certain period;  
14 authorizing recovery of certain fees and costs;  
15 providing for codification; and providing an  
16 effective date.

17 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

18 SECTION 1. NEW LAW A new section of law to be codified  
19 in the Oklahoma Statutes as Section 509.7 of Title 57, unless there  
20 is created a duplication in numbering, reads as follows:

21 A. For purposes of this section:

22 1. "Changing room" means a room or area in which a person may  
23 be in a state of undress while in the presence of others, including  
24 a locker room or shower room;

25 2. "Covered entity" means an institution or facility operated  
26 by the Department of Corrections or contracted with the Department

1 of Corrections as provided in Section 502 of Title 57 of the  
2 Oklahoma Statutes;

3 3. "Multi-occupancy" means a space that is designed to be  
4 utilized by multiple persons simultaneously;

5 4. "Restroom" means a room that includes one or more toilets or  
6 urinals; and

7 5. "Sleeping quarters" means a room that contains a bed and in  
8 which more than one individual is housed overnight.

9 B. 1. A covered entity shall designate each multi-occupancy  
10 restroom, changing room, and sleeping quarters for the exclusive use  
11 of either females or males.

12 2. Every restroom, changing room, or sleeping quarters within a  
13 covered entity that is designated for use by females or males shall  
14 only be used by members of the designated sex. No individual shall  
15 enter a restroom, changing room, or sleeping quarters that is  
16 designated for members of the opposite sex.

17 3. A covered entity shall take reasonable steps to provide  
18 individuals with privacy from members of the opposite sex in  
19 restrooms, changing rooms, and sleeping quarters.

20 4. This section shall not apply to an individual who enters a  
21 restroom, changing room, or sleeping quarters designated for members  
22 of the opposite sex in any of the following circumstances:

- 23 a. performance of custodial services or maintenance,  
24 b. rendering of medical or law enforcement assistance, or

1 c. provision of services or aid during a natural disaster  
2 or declared emergency, or when necessary to prevent a  
3 serious threat to order and safety.

4 5. Nothing in this section shall be construed to prohibit a  
5 covered entity from:

6 a. adopting policies necessary to accommodate persons  
7 protected under the Americans with Disabilities Act of  
8 1990 or elderly persons in need of aid or assistance,

9 b. establishing single-occupancy restrooms, changing  
10 rooms, or sleeping quarters, or

11 c. redesignating a multi-occupancy restroom, changing  
12 room, or sleeping quarters designated for exclusive  
13 use by members of one sex to that of members of the  
14 opposite sex.

15 6. The Department of Corrections shall promulgate rules to  
16 administer the provisions of this section.

17 C. 1. Any individual who accesses a restroom or changing room  
18 for use by members of his or her sex and encounters a person of the  
19 opposite sex in such restroom or changing room has a private cause  
20 of action for declaratory and injunctive relief against the covered  
21 entity that:

22 a. provided permission to the person of the opposite sex  
23 to use such restroom or changing room, or  
24

1           b.    failed to take reasonable steps to prohibit access of  
2                    the restroom or changing room to the person of the  
3                    opposite sex.

4           2.    Any individual who is required by the covered entity to  
5   share sleeping quarters with a person of the opposite sex has a  
6   private cause of action for declaratory and injunctive relief  
7   against the covered entity.

8           3.    Any civil action brought against a covered entity pursuant  
9   to this section shall be initiated within two (2) years after the  
10   violation occurred. Any individual aggrieved pursuant to this  
11   section who prevails in court may recover reasonable attorney fees  
12   and court costs from the covered entity.

13           SECTION 2. This act shall become effective November 1, 2025.

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