



HB0072

Protecting privacy in public spaces act.

Sponsored By: Representative(s) Lawley, Andrew, Angelos, Banks, Bratten, Guggenmos, Haroldson, Heiner, Kelly, Larson, JT, Neiman, Washut, Williams and Wylie and Senator(s) Brennan, Crago, Hutchings, Jones and Olsen

AN ACT relating to the administration of the government; specifying requirements for the use of sex-designated restrooms, showers, sleeping quarters and locker room facilities at public facilities; providing for complaints and civil actions; specifying duties for public entities; providing definitions; making conforming amendments; and providing for an effective date.

12/23/2024 Bill Number Assigned
1/2/2025 H Received for Introduction
1/16/2025 H Introduced and Referred to H04 - Education
1/24/2025 H04 - Education:Recommend Amend and Do Pass 9-0-0-0-0

ROLL CALL

Ayes: Representative(s) Andrew, Bratten, Erickson, Guggenmos, Kelly, Lawley, Singh, Stroock, Williams

Ayes 9 **Nays** 0 **Excused** 0 **Absent** 0 **Conflicts** 0

1/24/2025 H Placed on General File

HB0072HS001/ADOPTED

Page 11-after line 18 Insert and renumber as necessary:

"(viii) A school official or employee who enters the changing area, restroom or sleeping quarters while in the performance of the official's or employee's official duties and who takes reasonable steps to ensure that no person in the room is in a state of undress.". ANDREW, CHAIRMAN

HB0072HW001/ADOPTED

Page 6-line 23 After "assistance" insert "or caregiving assistance".

Page 11-line 7 After "assistance" insert "or caregiving assistance".
LAWLEY

2/4/2025 H COW:Passed
2/5/2025 H 2nd Reading:Laid Back

HB0072H2001/ADOPTED

Page 7-line 21 After "sex." insert "Reasonable steps may include but are not limited to posting appropriate signage and adopting policies and procedures for the enforcement of the provisions of this act.".

Page 8-line 6 After "(g)" delete balance of line.

Page 8-line 7 Delete entirely.

Page 8-line 8 Delete line through "occurred.".

Page 8-line 10 After "section" insert "is entitled to actual damages and". LAWLEY

HB0072H2002/ADOPTED

Page 1-line 12 Delete "9-25-103" and insert "9-25-104".

Page 2-line 3 Delete "9-25-103" and insert "9-25-104".

Page 2-line 4 Delete "9-25-103" and insert "9-25-104".

Page 2-line 18 Delete "a jail".

Page 2-line 21 Before "the Wyoming" delete "," and insert "and"; after "girls' school" insert ";" and delete balance of line.

Page 2-lines 22 and 23 Delete entirely.

Page 3-after line 16 Insert and renumber as necessary:

(vi) "Inmate" means any person incarcerated in a county jail;

(vii) "Jail" means a county operated facility where adults are incarcerated or any county operated or managed youth facility where persons are placed under W.S. 14-6-201 through 14-6-252;".

Page 3-line 18 Delete "(vi)" and insert "(viii)".

Page 4-line 5 Delete "(vii)" and insert "(ix)".

Page 4-line 11 Delete "(viii)" and insert "(x)".

Page 4-line 16 Delete "(ix)" and insert "(xi)".

Page 4-line 19 Delete "(x)" and insert "(xii)".

Page 4-line 22 Delete "(xi)" and insert "(xiii)".

Page 5-line 2 Delete "(xii)" and insert "(xiv)".

Page 14-after line 12 Insert:

"9-25-104. Jails; changing areas exclusively for members of a single sex.

(a) In each jail:

(i) Every shower room, sleeping quarters and restroom shall be designated for use exclusively by males or exclusively by females;

(ii) Every shower room, sleeping quarters and restroom designated for one (1) sex shall be used only by inmates of that sex;

(iii) Every shower room, sleeping quarters and restroom may be redesignated if all inmates of the opposite sex vacate the area and the jail provides notice to all employees.

(b) No inmate shall be placed in a shower room, sleeping quarters or restroom that is designated for males or females unless the inmate is a member of that sex or all members of the opposite sex have been moved to prohibit any visual contact of the person of the opposite sex.

(c) Nothing in this section shall prohibit a jail employee from entering shower rooms, sleeping quarters or restrooms under one (1) or more of the following circumstances:

- (i) If a jail employee is performing the employee's duties;
- (ii) If there is a disaster or terroristic attack;
- (iii) If it is necessary for the safety and security of the jail;

or

(iv) If it is necessary for a jail employee to establish order or discipline.

(d) No jail shall be required to clearly post signage indicating the designations for one (1) sex on entry points of shower rooms, sleeping quarters or restrooms if jail employees and inmates are readily aware of the designation for one (1) sex.

(e) An inmate placed or expressly allowed by a jail employee to enter a shower room, sleeping quarter or restroom when other inmates of the opposite sex are present shall have a cause of action against the jail provided the inmate provides notice to a jail employee of an allegation to allow all video and audio recordings in support of the claim to be retained. A civil action initiated under this subsection shall be brought not later than one (1) year after the violation occurred.

(f) An inmate not easily identifiable as male or female may be administratively segregated for the safety and security of the inmate and other inmates. An inmate who is administratively segregated under this subsection may be temporarily allowed in a shower room, sleeping quarters or restroom regardless of designation if the inmate is under the direct control of a jail employee and there are no other shower rooms, sleeping quarters or restrooms designated for single occupancy use. An inmate using a shower room, sleeping quarters or restroom under this subsection shall be shielded from visual contact of other inmates who are also using the shower room, sleeping quarters or restroom.

(g) Nothing in this section shall prohibit an inmate or jail from using any remedies afforded under the Prison Litigation Reduction Act to resolve any violations of this section." WILLIAMS

HB0072H2003/FAILED

Page 5-line 19 After "shall" insert "(i)" and renumber as necessary.

Page 5-line 21 Delete "." and insert ";".

Page 5-after line 21 Insert:

"(ii) Harass another person in a changing area, restroom or sleeping quarters that is designed for males or females. As used in this paragraph, "harass" includes threats, lewd or obscene statements or images, and nonconsensual physical contact, directed at a specific person that the harasser knew or should have known would cause a reasonable person to suffer substantial fear for their safety or substantial emotional distress."

Page 7-line 12 after "sex" insert "or who is harassed by another person". PROVENZA

HB0072H2004/FAILED

Page 7-line 8 Delete "." and insert ";".

Page 7-after line 8 Insert:

"(vi) Use of a multi-occupancy changing area, restroom or sleeping quarter designed for the opposite sex when authorized by the public facility for temporary use by male or female groups and teams.". NICHOLAS

2/6/2025 H 2nd Reading:Passed

HB0072H3001/ADOPTED

Page 7-after line 8 Insert:

"(vi) Changing areas, restrooms or sleeping quarters that have been temporarily designated for use by that person's sex.". LAWLEY

2/7/2025 H 3rd Reading:Passed 52-8-2-0-0

ROLL CALL

Ayes: Representative(s) Allemand, Angelos, Banks, Bear, Brady, Bratten, Brown, G, Brown, L, Byron, Campbell, E, Campbell, K, Clouston, Connolly, Davis, Eklund, Erickson, Filer, Geringer, Guggenmos, Haroldson, Harshman, Heiner, Hoeft, Johnson, Kelly, Knapp, Larsen, Larson, Lawley, Lien, Locke, Lucas, Mccann, Neiman, Ottman, Pendergraft, Rodriguez-Williams, Schmid, Singh, Smith, Strock, Styvar, Tarver, Thayer, Washut, Wasserburger, Webb, Webber, Wharff, Williams, Winter, Wylie

Nays: Representative(s) Chestek, Jarvis, Nicholas, Posey, Provenza, Sherwood, Storer, Yin

Excused: Representative(s) Andrew, Riggins

Ayes 52 **Nays** 8 **Excused** 2 **Absent** 0 **Conflicts** 0

2/7/2025 S Received for Introduction

2/11/2025 S Introduced and Referred to S01 - Judiciary

2/20/2025 S01 - Judiciary:Recommend Amend and Do Pass 5-0-0-0-0

ROLL CALL

Ayes: Senator(s) Crago, Crum, Hicks, Kolb, Olsen

Ayes 5 **Nays** 0 **Excused** 0 **Absent** 0 **Conflicts** 0

2/20/2025 S Placed on General File

HB0072SS001/ADOPTED (TO ENGROSSED COPY)

Page 2-line 18 After "means" delete ",".

Page 19-line 1 Delete "Reduction" and insert "Reform". OLSEN, CHAIRMAN

2/21/2025 S COW:Passed 16-14-1-0-0

ROLL CALL

Ayes: Senator(s) Barlow, Biteman, Boner, Brennan, Crago, Dockstader, Hutchings, Ide, Jones, Kolb, Olsen, Pearson, Salazar, Scott, Smith, Steinmetz

Nays: Senator(s) Anderson, Case, Crum, Driskill, French, Gierau, Hicks, Landen, Laursen, Mckeown, Nethercott, Pappas, Rothfuss, Schuler

Excused: Senator Cooper
Ayes 16 **Nays** 14 **Excused** 1 **Absent** 0 **Conflicts** 0

2/24/2025 S 2nd Reading:Laid Back

HB0072S2001/ADOPTED (TO ENGROSSED COPY)

Page 3-line 6 After "public school" insert ". "Educational facility" shall not include any multi-occupancy changing area, restroom or sleeping quarters located inside a space that an educational facility utilizes as a private residence or as reservable commercial lodging".

Page 4-line 21 After "facilities" insert ". "Public facility" shall not include any multi-occupancy changing area, restroom or sleeping quarters located inside a space that a governmental entity or public facility utilizes as a private residence or as reservable commercial lodging".
CRAGO

HB0072S2002/ADOPTED (TO ENGROSSED COPY)

Page 7-after line 21 Insert and renumber as necessary:

"(vii) A coach and members of an athletic team or activity that includes members of both the male and female sexes present in a changing area or restroom during an athletic activity, in accordance with all of the following:

(A) Another suitable changing area or restroom is not available;

(B) The coach is the coach of an athletic activity or team with members of both the male and female sexes;

(C) All persons in the changing area or restroom are fully clothed;

(D) If available, the coach shall be accompanied by not less than one (1) additional adult at all times in the changing area or restroom, provided that an additional adult shall not be required if members of the activity or team of both sexes are present in the changing area or restroom."

Page 12-after line 20 Insert and renumber as necessary:

"(ix) A coach and members of an athletic team or activity that includes members of both the male and female sexes present in a changing area or restroom during an athletic activity, in accordance with all of the following:

(A) Another suitable changing area or restroom is not available;

(B) The coach is the coach of an athletic activity or team with members of both the male and female sexes;

(C) All persons in the changing area or restroom are fully clothed;

(D) If available, the coach shall be accompanied by not less than one (1) additional adult at all times in the changing area or restroom, provided that an additional adult shall not be required if members of the activity or team of both sexes are present in the changing area or restroom.".
LAURSEN, D

HB0072S2003/ADOPTED

(TO ENGROSSED COPY)

Page 1-above line 1

In the catch title, delete "women's". CRUM

2/25/2025 S 2nd Reading:Passed

HB0072S3001/ADOPTED

(TO ENGROSSED COPY)

Page 1-line 12

Delete "9-25-104" and insert "9-25-103".

Page 3-line 2

After "University of Wyoming" delete "," and insert "and"; after "college" delete ", a".

Page 3-line 3

Delete entirely and insert "and any".

Page 3-line 5

Delete the first "," and insert "or"; delete ", a Wyoming public".

Page 3-line 6

Delete "school district or a public school".

Page 3-line 15

After "government" insert "but shall not include any school district or any city or county jail where adults are incarcerated or managed youth facility where persons are placed under W.S. 14-6-201 through 14-6-252".

Page 3-lines 17 through 23

Delete entirely and renumber as necessary.

Page 4-line 2

Delete "(viii)" and insert "(vi)".

Page 4-line 3

Delete "school districts,".

Page 4-line 10

After "institutions" insert ". "Local government" shall not include any school district or any city or county jail where adults are incarcerated or managed youth facility where persons are placed under W.S. 14-6-201 through 14-6-252".

Page 4-line 12

Delete "(ix)" and insert "(vii)".

Page 4-line 18

Delete "(x)" and insert "(viii)".

Page 5-lines 1 and 2

Delete entirely and renumber as necessary.

Page 5-line 4

Delete "(xii)" and insert "(ix)".

Page 5-line 7

Delete "(xiii)" and insert "(x)".

Page 5-line 10

Delete "(xiv)" and insert "(xi)".

Page 6-line 5

After "(b)" insert "In each public facility,".

Page 8-line 1

After "(e)" insert "In each public facility,".

Page 9-line 19 After "(b)" insert "In each educational facility,".
Page 13-line 5 Delete "public".
Page 13-line 6 Delete "school" and insert "educational facility".
Page 13-line 13 After "(h)" insert "In each educational facility,".
Page 15-lines 17 through 20 Delete entirely.
Page 16 through 18 Delete entirely.
Page 19-lines 1 and 2 Delete entirely including the Senate standing committee amendment (HB0072SS001/AE) in these lines. LAURSEN, D
2/26/2025 S 3rd Reading:Passed 25-6-0-0-0

ROLL CALL

Ayes: Senator(s) Barlow, Biteman, Boner, Brennan, Crago, Crum, Dockstader, Driskill, French, Hicks, Hutchings, Ide, Jones, Kolb, Landen, Laursen, Mckeown, Nethercott, Olsen, Pappas, Pearson, Salazar, Schuler, Smith, Steinmetz
Nays: Senator(s) Anderson, Case, Cooper, Gierau, Rothfuss, Scott
Ayes 25 **Nays** 6 **Excused** 0 **Absent** 0 **Conflicts** 0

2/26/2025 H Received for Concurrence
2/26/2025 H Concur:Failed 2-57-3-0-0

ROLL CALL

Ayes: Representative(s) Harshman, Jarvis
Nays: Representative(s) Allemand, Andrew, Angelos, Banks, Bear, Brady, Bratten, Brown, G, Byron, Campbell, E, Campbell, K, Chestek, Clouston, Connolly, Davis, Eklund, Erickson, Filer, Geringer, Guggenmos, Haroldson, Heiner, Hoeft, Johnson, Kelly, Knapp, Larsen, Larson, Lawley, Lien, Locke, Lucas, Mccann, Neiman, Nicholas, Ottman, Pendergraft, Posey, Provenza, Rodriguez-Williams, Schmid, Sherwood, Singh, Smith, Storer, Strock, Styvar, Tarver, Thayer, Washut, Wasserburger, Webb, Webber, Wharff, Williams, Wylie, Yin
Excused: Representative(s) Brown, L, Riggins, Winter
Ayes 2 **Nays** 57 **Excused** 3 **Absent** 0 **Conflicts** 0

2/26/2025 H Appointed JCC01 Members
Representative(s) Andrew, Lawley, Posey
2/27/2025 S Appointed JCC01 Members
2/27/2025 H Adopted : 56-5-1-0-0

HB0072JC001/ADOPTED (TO ENGROSSED COPY)
RECEDE FROM NON-CONCURRENCE

Pursuant to Joint Rule 2-4, the House recedes from its non-concurrence and adopts the following Senate amendments:

Adopt the following Senate amendments:
HB0072SS001/A
HB0072S2001/A
HB0072S2002/A
HB0072S2003/A
HB0072S3001/A

ANDREW, LAWLEY, POSEY

ROLL CALL

Ayes: Representative(s) Allemand, Andrew, Angelos, Banks, Bear, Brady, Bratten, Brown, G, Brown, L, Byron, Campbell, E, Campbell, K, Clouston, Connolly, Davis, Eklund, Erickson, Filer, Geringer, Guggenmos, Haroldson, Harshman, Heiner, Hoeft, Jarvis, Johnson, Kelly, Knapp, Larsen, Larson, Lawley, Lien, Locke, Lucas, Mccann, Neiman, Nicholas, Ottman, Pendergraft, Posey, Riggins, Rodriguez-Williams, Schmid, Singh, Smith, Strock, Styvar, Tarver, Thayer, Washut, Wasserburger, Webb, Webber, Wharff, Williams, Wylie

Nays: Representative(s) Chestek, Provenza, Sherwood, Storer, Yin

Excused: Representative Winter

Ayes 56 **Nays** 5 **Excused** 1 **Absent** 0 **Conflicts** 0

2/27/2025 H Concur:Passed 54-7-1-0-0

ROLL CALL

Ayes: Representative(s) Allemand, Andrew, Angelos, Banks, Bear, Brady, Bratten, Brown, G, Brown, L, Byron, Campbell, E, Campbell, K, Clouston, Connolly, Davis, Eklund, Erickson, Filer, Geringer, Guggenmos, Haroldson, Harshman, Heiner, Hoeft, Johnson, Kelly, Knapp, Larsen, Larson, Lawley, Lien, Locke, Lucas, Mccann, Neiman, Ottman, Pendergraft, Posey, Riggins, Rodriguez-Williams, Schmid, Singh, Smith, Strock, Styvar, Tarver, Thayer, Washut, Wasserburger, Webb, Webber, Wharff, Williams, Wylie

Nays: Representative(s) Chestek, Jarvis, Nicholas, Provenza, Sherwood, Storer, Yin

Excused: Representative Winter

Ayes 54 **Nays** 7 **Excused** 1 **Absent** 0 **Conflicts** 0

2/27/2025 Assigned Number HEA No. 0048
2/27/2025 H Speaker Signed HEA No. 0048
2/27/2025 S President Signed HEA No. 0048
3/3/2025 Governor Signed HEA No. 0048
3/3/2025 Assigned Chapter Number 94

Chapter No. 94 Session Laws of Wyoming 2025