

Berkeley Unified School District

Administrative Regulation

Nondiscrimination and Harassment: Transgender & Gender Nonconforming Students

AR 5145.3

Students

Note:

5. Revealing a student's transgender status to individuals who do not have a legitimate need for the information, without the student's consent.

6. Using gender-specific slurs.

7. Physically assaulting a student motivated by hostility toward the student because of the student's gender, gender identity, or gender expression.

The District's Uniform Complaint Procedures (AR 1312.3) or Title IX

Note: Education Code 49062.5 and [49070](#), as added and amended by AB 711 (Ch. 179, Statutes of 2019), respectively, require districts to update a former student's records to change the student's name and/or gender as specified below. See AR [5125](#) - Student Records.

5. Student Records: A student's legal name or gender as entered on the mandatory student record required pursuant to 5 CCR [432](#) shall only be changed with proper documentation. When a student presents government-issued documentation of a name and/or gender change or submits a request for a name and/or gender change through the process specified in Education Code [49070](#), the district shall update the student's records. (Education Code 49062.5, [49070](#))

(cf. [5125](#) - Student Records)

(cf. [5125.1](#) - Release of Directory Information)

(cf. [5125.3](#) - Challenging Student Records)

6. Names and Pronouns: If a student so chooses, district personnel shall be required to address the student by a name and the pronoun(s) consistent with the student's gender identity, without the necessity of a court order or a change to the student's official district record. However, inadvertent slips or honest mistakes by district personnel in the use of the student's name and/or consistent pronouns will, in general, not constitute a violation of this administrative regulation or the accompanying district policy.

7. Uniforms/Dress Code: A student has the right to dress in a manner consistent with the student's gender identity, subject to any dress code adopted on a school site.

(cf. [5132](#) - Dress and Grooming)

Regulation: BERKELEY UNIFIED SCHOOL DISTRICT

Approved: July, 2020 Berkeley, California

(5/18 5/20)