

# SCHOOL AND COLLEGE LEGAL SERVICES of California

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## LEGAL UPDATE

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**February 26, 2014**

**To: Superintendents, Member School Districts (K-12)**

**From: Carl D. Corbin, General Counsel** *ccbi*

**Subject: Effort to Repeal AB 1266, Student Transgender-Rights, Fails  
Memo No. 06-2014**

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As described in Legal Update No. 13-2013, Assembly Bill (“AB”) 1266 became effective on January 1, 2014, which amended Education Section 221.5 to add the following:

(f) A pupil shall be permitted to participate in sex-segregated school programs and activities, including athletic teams and competitions, and use facilities consistent with his or her gender identity, irrespective of the gender listed on the pupil’s records.

On August 16, 2013, an initiative was filed by proponents seeking to have AB 1266 subject to a statewide referendum for the purpose of having the law repealed. In order to have the referendum placed on the November 2014 ballot the proponents needed at least 504,760 valid signatures. While the proponents submitted 619,387 signatures only 487,484 signatures were verified as valid.

Therefore, there will be no referendum to repeal AB 1266 on the November 2014 ballot and the law will continue to be in effect.

Our office continues to strongly encourage our clients to share information regarding the requirements of AB 1266 with school staff, in particular staff responsible for oversight of athletic programs, and to review their policies and procedures to ensure compliance with this new law.

Please contact our office with questions regarding this or any other legal matter.