

**Senate Resolution Number FA18 SR002****A Resolution to Reject the U.S. Department of Health and Human Services' Attempts to Define Gender by Biological Sex**

**Whereas**, an exposed memo by the Department of Health and Human Services aims to define sex as, “male or female based on immutable biological traits identifiable by or before birth,” according to the New York Times,

**Whereas**, Obama-era policy loosened the term “sex” to federally protect identities not reflected in binary biological assignment, the Department of Health and Human Services now argues that “sex” does not include gender identity or homosexuality,

**Whereas**, any discrepancy about a person’s sex after the revision of Title IX will be clarified via genetic testing, according to CNN,

**Whereas**, this definition would federally invalidate recognition of over one million Americans who identify as a gender other than the one socially assigned to them based on the presence/arrangement of X and Y chromosomes in their DNA,

**Whereas**, Roger Severino, the director of the Office of Civil Rights for the Department of Health and Human Services, publicly rejects the inclusive definition of sex, and refers to trans Americans as a representation of “radical new gender ideology,”

**Whereas**, The Department of Health and Human services seeks the approval of The Justice Department to enforce its new definition in Title IX statutes,

**Whereas**, Title IX is a series of conditions that all educational institutions, public and private, that receive federal funding must abide by,

**Whereas**, Lewis & Clark is a private institution that receives federal funding and therefore must abide by any and all regulations of and revisions to Title IX,

**Whereas**, the Department of Health and Human Services is likely to present the new definition to the Justice Department for approval by the end of the year,

**Be it resolved by the Senate of the Associated Students here assembled** that that we recognize and validate people who assume a different gender identity than that assigned to them at birth, and supporting the Title IX revision would strip them of their rights,

Introduced on 11/8/18 by Senator Maxine McCuller '21 and FSU Representative Elizabeth Gillingham '20

Adopted on 11/15/2018

Signed on 11/21/2018 by Victor Bellon

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**Be it further resolved by the Senate of the Associated Students here assembled** that we reject the proposal of revising the definition of "sex" in Title IX to one that restricts the rights of LGBTQA+ identifying individuals.

**This document shall be distributed** to the students of Lewis & Clark College, the Title IX Coordinating team of Lewis & Clark, and the Secretary of Health and Human Services.

Introduced on 11/8/18 by Senator Maxine McCuller '21 and FSU Representative Elizabeth Gillingham '20

Adopted on 11/15/2018

Signed on 11/21/2018 by Victor Bell