Covering Challenges to Transgender Rights

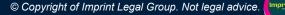
EWA National Seminar Panel May 30, 2025

Evolution of Title IX



Title IX of the Education Amendments of 1972

Federal civil rights law that prohibits discrimination on the basis of sex in educational programs and activities



At its heart, Title IX says everyone should be able to access their education equally, regardless of their sex.*

*Depending on the federal circuit, can include gender identity and sexual orientation. After Title IX the law is passed in 1972, Title IX regulations (rules) are passed in 1975



1972

OCR: Title IX applies to transgender students (Revoked in 2017, reinstated 2021, revoked 2025)

2016



1989

Price Waterhouse v. Hopkins

Franklin v. Gwinnet

County Public Schools

SCOTUS: Title IX

applies to victims of

sexual assault

1992

"Sex stereotyping" is sex discrimination under Title VII 2011-13

OCR: Title IX applies to young parents, pregnant women Copyright of Imprint Legal Group. Not legal advice



G.G. v. Gloucester County School Board (4th Cir) Title IX applies to transgender students



2020

OCR: *Bostock* interpretation applies to Title IX. 20 AGs sue.

2021 2023

A.C. v. MSD of Martinsville and B.E.
v. Vigo County School Corporation
(7th Cir.), Grabowski v. Arizona Bd. of
Regents (9th Cir.) Title IX still applies to transgender students

Adams ex rel. Kasper v. School Board of St. Johns County (11th Cir.) No it doesn't

2017

Whitaker v. Kenosha Unified School District (2017)

7th Cir: Title IX applies to transgender students



Bostock v. Clayton Co.

SCOTUS: Firing an employee for being gay or transgender is discrimination under Title VII



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U.S. District Court for the Eastern District of Kentucky issued a decision that vacated the 2024 President Biden's Title IX regulations nationwide President Trump issued EO: Defending Women from Gender Ideology Extremism and Restoring Biological Truth to the Federal Government

1/20/25

1/9/25

President Trump's OCR announces targeted Title IX investigation into Denver public school bathrooms (dozens more to follow)

4/19/24

President Biden issues 2024 Title IX regulations.

20 Republican AGs sue, specifically with concerns about LGBTQIA+ applications 1/31/25

President Trump's OCR reverts to 2020 Title IX regulations

1/28/25

March 2025 -

OCR gutted. Courts start issuing injunctions on EOs and OCR moves.

Safely Centering Transgender Youth in Coverage

Family finds freedom, joy in WA after fleeing anti-trans legislation in Texas

Erika Schultz / The Seattle Times



Erika Schultz / The Seattle Times





Brian Munoz / St. Louis Public Radio



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