

# Title IX: Here We Go Again (Part Deux)

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## June 13, 2022 Notice of Proposed Rulemaking

Proposed updates to Title IX Final Rule

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# Proposed Rulemaking

Amend scope of sex discrimination to include discrimination on the basis of:

- Sex stereotypes
- Sex characteristics
- Pregnancy or related conditions
- Sexual orientation
- Gender identity

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# Proposed Rulemaking

Public comment period ran July 11 – September 12, 2022.

A screenshot of a document page titled "PUBLISHED DOCUMENT". The page includes a "Start Printed Page 41390" indicator. The "AGENCY:" is listed as "Office for Civil Rights, Department of Education." and the "ACTION:" is "Notice of proposed rulemaking." A sidebar on the left contains a menu icon, a speech bubble icon, a speech bubble icon with the number "240182" (circled in red), and a share icon.

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# April 6, 2023 Notice of Proposed Rulemaking

## Proposed updates to Title IX Final Rule and Athletics Participation

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## PROPOSED RULEMAKING – ATHLETICS PARTICIPATION

- Department of Education engaged in two years of outreach to stakeholders to discuss uncertainty by schools, students, parents, and coaches about when and how transgender students can participate in school sports.
- Recognition that some states have adopted laws and policies on athletics participation that target transgender students.



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[Title IX: 2024 Regulatory Update](#)

First appeared as part of the conference materials for the  
39<sup>th</sup> Annual School Law Conference session

"Title IX Update: Here We Go Again"