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- In April 2023, the Department of Education proposed a change to Title IX making it illegal for schools to broadly ban transgender students from sports teams that align with their gender identity. “On Thursday, the U.S. Education Department announced a proposed change to Title IX, which prohibits sex-based discrimination in federally funded education programs. The proposal would make it illegal for schools to broadly ban transgender students from sports teams that align with their gender identity, rather than their assigned sex at birth.” (Sequoia Carrillo, “The Biden administration moves to make broad, transgender sports bans illegal,” [NPR](#), 4/6/23)
- **VIDEO: Baldwin supports Biden-Harris Administration's Title IX guidance on trans children competing in school sports, arguing it creates “guardrails” and would help people challenge school board decisions concerning trans children competing in school sports.** “We were just talking about the attacks on our trans children. The Education Department under President Biden has articulated some guidance on Title IX. I'm not sure that everybody in the LGBTQ+ community would say it hit it, it's perfect. But boy does it create some guardrails that would prevent some of the things we're seeing in school boards from following through. Or at least it would, at minimum, give folks a really good case in court to turn back some of the things that have been happening at school boards across the country. So that's an example of administrative action.” (Tammy Baldwin Speaks With Democrats Abroad Global LGBTQ+ Caucus, [Dropbox](#), 6/24/23)
- **The proposed rule change would make it “much more difficult for schools to ban, for example, a transgender girl in elementary school from playing on a girls basketball team.”** “But schools that receive federal funding could still adopt policies that limit transgender students' participation, particularly in more competitive high school and college sports. Under the proposal, it would be much more difficult for schools to ban, for example, a transgender girl in elementary school from playing on a girls basketball team. But it would also leave room for schools to develop policies that prohibit trans athletes from playing on more competitive teams if those policies are designed to ensure fairness or prevent sports-related injuries.” (Hannah Schoenbaum and Sean Murphy, “Biden sports plan angers transgender advocates, opponents,” [Associated Press](#), 4/7/23)
- **As a Senator, Kamala Harris co-sponsored legislation “that would force public schools to allow biologically male athletes who identify as transgender on girls' sports teams.”** “Democratic California Sen. Kamala Harris co-sponsored a bill that would force public

schools to allow biologically male athletes who identify as transgender on girls' sports teams. Presumptive Democratic presidential nominee Joe Biden announced Harris as his running mate on Tuesday. In March 2019, Harris cosponsored the Equality Act, which would amend the Civil Rights Act of 1964 to make "sexual orientation and gender identity" protected characteristics under federal anti-discrimination law. Among other things, the bill would force public schools to expand female athletic teams to include biological males who identify as transgender girls, as both supporters and opponents of the bill have acknowledged." (Peter Hasson, "Kamala Harris Co-Sponsored Bill That Would Force Schools To Let Male Athletes Compete In Girls' Sports," [Daily Caller](#), 8/11/20)

- Tammy Baldwin also cosponsored the legislation. (S.788, [Cosponsors](#), Introduced 3/13/19)

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 - The Protection of Women and Girls in Sports Act of 2023 "generally prohibits school athletic programs from allowing individuals whose biological sex at birth was male to participate in programs that are for women or girls." ([S.613](#), Introduced 3/1/23)

In March 2024, Tammy Baldwin voted to kill an amendment that would have prohibited funds from being used by education agencies or institutions that allow biological males to participate in girls' sports.

- Tammy Baldwin voted to table amendment no. 1781 to H.R. 2882. (Amendment no. 1781 to H.R. 2882, [Vote Number 108](#), Motion to Table Agreed To: 51-47, Baldwin voted yea, 3/23/24)
 - Voting to table an amendment is a vote to kill the legislation. "A bill is subject to an amendment as soon as the Senate begins to consider it. Committee amendments are considered first; then Senators can offer amendments to any part of the bill, generally, in any order. Senators may debate each amendment without limit unless the Senate (1) agrees to a motion to table (kill) amendment, (2) agrees to a unanimous consent request to limit debate on the amendment, or (3) invokes cloture, limiting debate on the amendment or on the bill and all amendments to it." (The Amendment Process in the Senate, [Congressional Research Service](#), 9/16/15)
- Amendment no. 1781 to H.R. 2882 would have prohibited funds from being used by education agencies or institutions that allow biological males to participate in girls' sports. "Murray, D-Wash., motion to table Tuberville, R-Ala., amendment no. 1781 that

would prohibit funds under the bill from being used by a state, local educational agency or higher education institution that permits a trans woman to participate in an athletic program or activity for girls or women.” (Senate Roll Call Vote 108, [CQ Summary](#), 3/23/24)