State Policy Initiatives and LGBTQIA+ Student Experiences

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OUR VISION

We envision a world in which each individual has an educational experience free from violence, and until then, that all survivors are believed, trusted, and supported.
Workshop Community Agreement

● Take care of yourself

● Listen with the intent to learn

● Speak respectfully and from your own experience

● Move-up, Move Back
Workshop Objectives

- Attendees will be able to discuss promising state legislation as well as recent policy initiatives that center the needs of all collegiate survivors.
- Attendees will complete a deep dive into policy language that centers LGTBIA+ students and student survivors.
- Attendees will leave the workshop with next steps for their own legislative advocacy.
No person in the United States shall, on the basis of sex, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any education program or activity receiving federal financial assistance.
Overview of the Federal Landscape for Queer, Trans, and GNC Students
The 2016 Dear Colleague Letter

- OCR Guidance published on May 13, 2016 and rescinded in 2017

- “Title IX of the Education Amendments of 1972 (Title IX) and its implementing regulations prohibit sex discrimination in educational programs and activities operated by recipients of Federal financial assistance. This prohibition encompasses discrimination based on a student’s gender identity, including discrimination based on a student’s transgender status.”
The 2016 Dear Colleague Letter

- Covered:
  - Identification Documents, Names, and Pronouns
  - Sex-Segregated Facilities: Restrooms and locker rooms, athletics, single-sex classes, single-sex schools, social fraternities and sororities, housing and overnight accommodations, etc.
  - Privacy and Education records
Further Federal Legislation and Protections

- Bad news---- there isn’t much
- Great news--- Federalism!
  - Anti-discriminatory State Bills
State Campus Sexual Assault Legislation and T/GNC Students
EROC’s Work in Colorado- HB 18-1391

- Why are we focusing on state bills?
- Colorado’s Sexual Misconduct in Higher Education bill - Signed into law in 2019
  - How was the bill developed?
  - Who was the coalition behind the bill?
  - Lessons from working on passing this law?
  - Where are trans students in this law?
Policy Recommendations Moving Forward

Trans and Gender Nonconforming Students deserve **full acknowledgement** in all policy and legislation related to Title IX, which must include:

- Anti-discrimination messaging from administrators and the larger community
- Inclusive definitions throughout the sexual misconduct policy
- Mandatory trainings to all relevant staff
- Designated positions and representation across campus policy issues
Q&A/Conversation

Please complete your evaluation!
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Invite EROC to your next conference, training, or company event!

- We offer trainings on various topics for multiple populations, including:
  - Trainings for students on their rights
  - Trainings for young people on intersectionality, anti-white supremacy organizing
  - Trainings for professionals on sexual violence, workplace sexual harassment, and Title IX

Email Programs@endrapeoncampus.org