



## **Title IX: New Regs Put on Hold in Indiana**

6.26.24

### **Background:**

Title IX was passed in 1972 to protect women and girls from discrimination that ran rampant in educational institutions: sports, academic, clubs and the like. Although the educational landscape has changed due to Title IX, its original purpose has broadened to target discrimination of all classes, including but not limited to LGBTQ+ students.

### **Why It's Hot Now**

Recent administrative rules<sup>1</sup> have been released to further that mission: prohibiting "discrimination based on sex stereotypes, sexual orientation, gender identity and sex characteristics". **Not surprisingly, they have been controversial and therefore challenged.**

- **Early in June the Indiana Department of Education told schools to ignore the new rules. That move itself is controversial to be sure.**
- **Then In mid June, a Sixth Circuit judge in Kentucky granted an injunction<sup>2</sup> in those handful of states that challenged the new rules, which includes Indiana.**

### **So What is What Now?**

Watch this space. The Indiana Department of Education has indicated its guidance (to ignore the new Rules) is unchanged, and for now the new Rules should not be implemented, but we surely haven't heard the last of this.

**Stay tuned.**

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<sup>1</sup> <https://www.ed.gov/news/press-releases/us-department-education-releases-final-title-ix-regulations-providing-vital-protections-against-sex-discrimination>

<sup>2</sup>

[https://www.ag.ky.gov/Press%20Release%20Attachments/Mem%20Op%20and%20Order%20Granting%20PI%20-%206.17%20\(002\).pdf](https://www.ag.ky.gov/Press%20Release%20Attachments/Mem%20Op%20and%20Order%20Granting%20PI%20-%206.17%20(002).pdf)