

RESOLUTION NO. 87-18

**RESOLUTION OF THE COUNCIL OF THE CITY OF RICHMOND, CALIFORNIA, IN
OPPOSITION TO DISCRIMINATION AGAINST THE LESBIAN, GAY, BISEXUAL,
TRANSGENDER AND QUEER (LGBTQ) COMMUNITY AND IN SUPPORT OF
GENDER REASSIGNMENT BEING RECOGNIZED BY THE FEDERAL
GOVERNMENT**

WHEREAS, the Trump administration is considering to narrow the definition of gender as a biological, immutable condition determined by genitalia at birth, which is an attempt to roll back recognition and protections of transgender people under federal civil rights law; and

WHEREAS, Title IX established in 1972, prohibits sex discrimination in federal programs and is currently an issue of debate under the Trump Administration; and

WHEREAS, the Obama Administration broadened the law to include rights for transgender people by recognizing that gender may or may not be the same as assigned at birth; and

WHEREAS, sex discrimination includes gender discrimination; and

WHEREAS, the Department of Health and Human Services (DHHS) is spearheading an effort to establish a legal definition of sex under Title IX, the federal civil rights law that bans gender discrimination in education programs; and

WHEREAS, the Trump administration's effort through the DHHS, to implement a modification under Title IX, to define gender as a biological, immutable condition determined by genitalia at birth is a shift that doesn't recognize the millions of individuals who identify as transgender; and

WHEREAS, the narrowing of the definition would impact 1.4 million Americans whose gender identity is different from the gender assigned at birth; and

WHEREAS, the DHHS plans to present the new definition to the Justice Department by the end of 2018 and is also calling upon the Departments of Education and Labor to adopt the new definition to create uniformity in government; and

WHEREAS, the Departments of Justice, Education, Human and Health Services and Labor enforce laws under Title IX and will partake in the decision making of approving or denying additional specifications to the language of Title IX; and

WHEREAS, the LGBTQ community, civil rights agencies, community leaders, and elected officials from across the country have come together to demand protection and equality for all residents; and

WHEREAS, the City of Richmond stands against discrimination and calls on the federal government to amend the definition of gender, to include the recognition of those that identify as a gender that may differ from the gender assigned at birth.

NOW THEREFORE BE IT RESOLVED, that the Council of the City of Richmond hereby supports the protection of civil rights for all and opposes discrimination of the LGBTQ community or any person based on sex, race or religion.

BE IT FURTHER RESOLVED, that the Council of the City of Richmond supports uniformity in defining sex and gender that does not exclude individuals that identify as a gender that differs from the gender assigned at birth.

BE IT FURTHER RESOLVED, that this resolution be sent to Assemblymember Thurmond, Congressman DeSaulnier and Senator Harris.

I certify that the foregoing resolution was passed and adopted by the Council of the City of Richmond at a regular meeting thereof held November 13, 2018, by the following vote:

AYES: Councilmembers Beckles, Choi, Martinez, Myrick, Vice Mayor Willis, and Mayor Butt.

NOES: None.

ABSTENTIONS: None.

ABSENT: Councilmember Recinos.

PAMELA CHRISTIAN
CLERK OF THE CITY OF RICHMOND
 (SEAL)

Approved:

TOM BUTT
 Mayor

Approved as to form:

BRUCE GOODMILLER
 City Attorney

State of California }
 County of Contra Costa } : ss.
 City of Richmond }

I certify that the foregoing is a true copy of **Resolution No. 87-18**, finally passed and adopted by the City Council of the City of Richmond at a regular meeting held on November 13, 2018.



 Pamela Christian, Clerk of the City of Richmond