

WRITTEN TESTIMONY IN OPPOSITION TO HB 1474

House Human Services Committee on House Bill 1474

Date of Hearing: January 25, 2023 9:15 a.m.

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This written testimony is presented in opposition to HB 1474, which is another bill defining sex and gender, along with prohibiting data collection relating to transgender and non-binary individuals.

North Dakota law and federal law prohibit discrimination based upon sex. The North Dakota Human Rights Act prohibits discrimination based upon sex. Title VII of the Civil Rights Act prohibits discrimination based upon sex, this includes gender identity. President Biden issued an executive order on Preventing and Combating Discrimination on the Basis of Gender Identity or Sexual Orientation which states "all persons should receive equal treatment under the law, no matter their gender identity or sexual orientation."

This proposed legislation requires schools and state entities "collecting vital statistics to comply with a nondiscrimination law or to gather accurate public health, criminal, economic, or other data shall identify each individual in the collected data set as either male or female, based solely on the individual's reproductive biology and genetics at birth." This would seemingly lead to intentional and misleading information as it relates to anti-discrimination laws.

You cannot erase the existence of transgender and nonbinary individuals via legislation. They have and will always exist. Accurate information relating to transgender and non-binary individuals is important and should be collected.

Please oppose HB 1474.