



**Women's Sports Policy
Working Group**

FREQUENTLY ASKED QUESTIONS – ABOUT CURRENT LAW ON SEX AND SPORT

WomensSportsPolicy.org

**Q33. Does the law currently allow schools to distinguish females from trans girls/women?
Can accommodations be developed that lawfully provide for their conditional
inclusion in girls'/women's sport?**

A33: The sex exception to general nondiscrimination law requires the exclusion of biological males from most girls' and women's sport. There is no case yet that resolves the question whether an exception to this general rule should be made for biological males who identify as women and girls. It is standard practice, however, for the courts to permit (and sometimes even to require) accommodations when there are good reasons for doing so, and when this is possible without imposing an undue burden. Thus, accommodations that would allow trans girls/women to compete in girls'/women's sport should be permissible so long as they meet these standard criteria.