



NEW HAMPSHIRE SENATE

NEWS RELEASE

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Senate Recognizes Importance of Biological Sex

CONCORD, NH – Senator Kevin Avard (R-Nashua) released the following statement today on the Senate passing SB 38-FN and SB 268-FN:

“We must have a definitive definition of biological sex so that we can acknowledge the biological differences between men and women. Having separate bathrooms, locker rooms, sporting events, and prisons for men and women is a common-sense policy proposal. Properly identifying someone in these circumstances is in the best interest of privacy and safety. It is not an act of illegal discrimination.

New Hampshire law does not allow discrimination against transgender individuals, but there are also no special rights for biological males to use private female spaces. We don’t want women getting hurt if a biological man is competing against them in a sporting event or having biological men going into the women’s bathroom. We need to set things right and have clear language so that transgender individuals are not infringing upon women’s rights.”

Background: SB 38-FN defines ‘biological sex’ as male and female biological sexes, and identifying individuals based on their biological sex does not constitute unlawful discrimination.

SB 268-FN clarifies that classifying individuals based on their biological sex in certain limited circumstances, such as bathrooms, locker rooms, sporting competitions, and detention centers, will not be unlawful discrimination.

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