# 2019 STATE EQUALITY INDEX

A Review of State Legislation Affecting the Lesbian, Gay, Bisexual, Transgender and Queer Community and a Look Ahead in 2020



# TABLE OF CONTENTS

#### **LETTERS**

- 02 LETTER FROM ALPHONSO DAVID, PRESIDENT OF THE HUMAN RIGHTS CAMPAIGN FOUNDATION
- LETTER FROM REBECCA ISAACS, 03 EXECUTIVE DIRECTOR OF THE EQUALITY FEDERATION INSTITUTE

#### **SUMMARY**

- SUMMARY OF STATE DEVELOPMENTS IN 2019 04
- GOOD VS BAD 2019 06
- KEY STATE LAW AND POLICY DEVELOPMENTS IN 2019 07
- COMPARATIVE LEGISLATION AT A GLANCE 10
- OUTLOOK FOR 2020 12
- CURRENT STATE LEGISLATIVE MAPS 14

#### SCORECARD

- STATE HIGHLIGHT: ONE COLORADO 27
- SCORING CRITERIA 28
- 30 STATE HIGHLIGHT: FREEDOM OKLAHOMA
- 33 STATE HIGHLIGHT: EQUALITY TEXAS AND TRANSGENDER EDUCATION NETWORK OF TEXAS (TENT)
- 34 STATE HIGHLIGHT: EQUALITY MAINE
- 42 ISSUE BRIEF: ELIMINATION OF LGBTQ PANIC DEFENSES FOR CRIMINAL ACTS
- 44 ANTI-TRANSGENDER LEGISLATION
- STATE TOTALS: NATIONAL OVERVIEW 46
- 48 2019 STATE SCORECARDS
- ABOUT THE AUTHORS AND ACKNOWLEDGEMENTS 151



©2019 BY THE HUMAN RIGHTS CAMPAIGN FOUNDATION. The Human Rights Campaign Foundation owns all right, title and interest in and to this publication and all derivative works thereof. Permission for reproduction and redistribution is granted if the publication is (1) reproduced in its entirety and (2) distributed free of charge. The Human Rights Campaign name and the Equality logo are trademarks of the Human Rights Campaign. The Human Rights Campaign Foundation and design incorporating the Equality logo are trademarks of the Human Rights Campaign Foundation. ISBN-13: 978-1-934765-54-8

If you would like to request use of state maps or scorecards, please contact us at SEI@HRC.ORG. When referencing this document, we recommend the following citation:

Warbelow, Sarah, Courtnay Avant, Colin Kutney. 2019 State Equality Index. Washington, DC. Human Rights Campaign Foundation.



## DFAR FRIENDS

## DFAR READERS

As lesbian, gay, bisexual, transgender and gueer (LGBTQ) people continue to face an onslaught of attacks from the federal administration in Washington, states have been instrumental in advancing equality through pro-LGBTQ legislation, policies and proposals.

In 2019, in New York, Massachusetts, Colorado and Maine, bipartisan majorities took action to protect LGBTQ youth from the debunked practice of so-called "conversion therapy". In 2020, more states are expected to follow in outlawing this dangerous form of child abuse.

New York, Hawaii, Maine, Nevada and Connecticut also banned the pernicious and dangerous panic defense. And in a victory ten years in the making, New York also passed the Gender Expression Non-Discrimination Act, explicitly protecting transgender people under the state's human rights law.

In total, 394 pro-equality bills were introduced in states across the country in 2019, and 82 ultimately became law.

Despite this progress, anti-equality forces continued to push legislation targeting the LGBTQ community, with 19 anti-LGBTQ bills filed in Texas alone. Heartbreakingly, many of these bills targeted transgender youth. Thanks to public outcry, strategic advocacy, and civic, business, and community leadership, only a handful of these bills became law. One of the worst to be enacted was in Iowa, where anti-equality politicians removed transgender healthcare benefits from the state's medical plan.

The staunch support of the American business community was particularly invaluable this year in helping LGBTQ Americans achieve and defend our progress. Along with the Municipal Equality Index (MEI), the State Equality Index (SEI) remains a critical tool for policy makers and elected officials looking to drive economic development and for businesses looking for welcoming places to invest and grow.

As this report makes clear, the progress we have seen over the past year has been crucial, but we know there is much more work to be done to protect and empower LGBTQ people in this country -- especially our nation's most marginalized.

The past year's successes and the vital work ahead would not be possible without our partners at the Equality Federation Institute and the statewide LGBTQ organizations and leaders who work to ensure that every person can build a bright future for themselves and their families in the places they call home.

Together, and with your help, we are working toward a country that can someday deliver on its fundamental promise of equality for all.

Sincerely,

**ALPHONSO DAVID** President Human Rights Campaign Foundation

keeping that momentum going.

State equality organizations know that state-based nondiscrimination legislation combined with the Equality Act are the most secure ways to protect LGBTQ people. We have big plans for a future where we can thrive in all the places we call home.

In 2019, we supported our member organizations in introducing more than twice as many "good" bills, which passed at an even higher rate than the "bad" bills introduced. Together we were able to ban conversion therapy in four states, continue to protect marriage equality, develop suicide prevention policies, ensure greater access to healthcare, protect the rights of transgender people, and pass inclusive LGBTQ curriculum laws.

We also saw some heartbreaks in 2019 starting with an onslaught of anti-LGBTQ bills. Opponents of equality attacked transgender kids, delivered major setbacks for reproductive justice, attempted to block healthcare access, attempted to bar LGBTQ families from adopting, and continued to defend so-called "conversion therapy."

We already know that the dignity and safety of transgender kids will be under attack in 2020. Recently, South Carolina introduced a bill to make it illegal for transgender kids to receive identity-affirming care and for doctors to provide that care. The bill goes directly against medical best practices as assigned by the American Academy of Pediatrics. Similar bills have also been announced in Georgia and South Dakota. Risking the lives of millions of young people is wrong and unethical. Equality Federation is working closely with Georgia Equality and Equality South Dakota to protect transgender kids in every city and stop this from becoming a national trend.

#### The State Equality Index highlights how far we have come in the fight for LGBTQ equality in each state. For years, we've been working with our member organizations to pave the way for nationwide protections by winning state and municipal laws that make discrimination illegal. We're

We will fight back attempts to chip away at our rights and play offense whenever there's an opportunity to make progress. During the legislative session our policy and communications staff are helping states pass important bills that will positively affect the rights of LGBTQ people. This year, we will work with members on a host of issues, including nondiscrimination legislation in places like Virginia and Ohio.

We are able to do all of this because our state equality organizations, supporters, and activists continue to fight. Together, we are impacting the lives of millions of LGBTQ Americans. We can, and we will win this fight.

Rebere yours

**REBECCA ISAACS Executive Director** Equality Federation Institute

In solidarity,

# SUMMARY OF STATE Developments in 2019

In 2019, the LGBTQ movement saw tremendous momentum on good bills. This map shows the states that passed laws pertaining to LGBTQ equality in their respective SEI categories this year.

This year's legislative victories set the stage for future advances to further LGBTQ equality. States continued to pass legislation that would protect youth from socalled "conversion therapy", eliminate the LGBTQ panic defense, and expand non-discrimination protections to all LGBTQ people.

For a full review of state legislation that was introduced, considered, passed, or failed in 2019, please see **HRC.ORG/SEI**.

- Religious Refusal & Relationship Recognition
- Parenting Laws
- ★ Non-Discrimination Laws
- Hate Crimes & Criminal Justice
- Youth Laws
- ▲ Health & Safety



# **GOOD** VS **BAD** 2019



## **KEY** STATE LAW AND POLICY DEVELOPMENTS IN 2019

### PARENTING

Several states were successful in updating parenting laws to be more inclusive of same-sex couples. Both Maryland and Virginia passed laws clarifying assistive reproduction law in a way that affords LGBTQ couples the same rights as heterosexual couples under existing parentage statutes.

Additionally, both the Tennessee and Kentucky state legislatures attempted to pass measures allowing

### **RELATIONSHIP RECOGNITION/RELIGIOUS REFUSAL**

Over the past year, states considered legislation that would expand the scope of religious refusals to allow anti-LGBTQ discrimination by both private and public entities. In particular, Texas and Iowa introduced bills that created broad religious carve-outs, including recusal for government officials from the performance of certain marriage ceremonies. Additionally, several of these bills prohibit governments from enforcing nondiscrimination laws and policies if a professional who provides "marriage-related" services refuses service to LGBTQ individuals. These professional categories include those who are employed in

private and public entities.

6 HRC.ORG/SEI

taxpayer-funded child welfare agencies to turn away qualified prospective parents seeking to care for a child in need, including LGBTQ couples, interfaith couples, single parents, married couples in which one prospective parent has previously been divorced, or other parents to whom the agency has a religious objection. Ultimately, these efforts were not successful in 2019.

successfully progressed through their state legislatures. However, a handful of bills concerning enforcement of nondiscrimination rules on college campuses passed in Arkansas, Iowa, and South Dakota. These bills prohibit state-supported institutions of higher education from requiring student groups to allow all students to join the organization in a nondiscriminatory manner consistent

photography, floral arrangements, publishing, and

car service rentals. Fortunately, none of these bills

### Over the past year, states considered legislation that would expand the scope of religious refusals to allow anti-LGBTQ discrimination by both

with Supreme Court precedent.



#### **NON-DISCRIMINATION**

This year, several states attempted to undermine nondiscrimination measures. Texas, Tennessee, Florida and West Virginia all considered legislation that would prohibit the adoption or enforcement of local measures that create protections for LGBTQ people that don't already exist under state law. In Texas, bills targeting paid family leave, predictive scheduling, and paid time off would have undermined vital non-discrimination protections that Texans have only at the local level. Tennessee continued pushing a bill that would prohibit cities from adopting contractor non-discrimination policies, and Florida contemplated legislation that would have undermined non-discrimination ordinances and local conversion therapy bans. Additionally, states such as Massachusetts, Missouri, and Tennessee introduced legislation targeting transgender people's access to gender-segregated facilities, such as locker rooms or bathrooms, that conform to their gender identity. Tennessee passed a bill that purportedly expands Tennessee's indecent exposure laws, but although the bill was heavily amended to remove the most harmful anti-transgender language, the bill still could put transgender and non-binary people at increased risk of harassment and entanglement with law enforcement simply for using restrooms and locker rooms consistent with their gender identity.

### YOUTH

In 2019, nearly 30 states considered bills to restrict the practice of so-called "conversion therapy", a dangerous and discredited practice that falsely claim to change a person's sexual orientation or gender identity or expression. Four states – Colorado, Maine Massachusetts, and New York – enacted anticonversion therapy protections that prohibit statelicensed healthcare providers from engaging in these harmful practices with youth.

A number of states passed legislation supporting sat and healthier school climates for students that addre

### HEALTH AND SAFETY

This year, a number of states have proposed legislation restricting transgender patients' access to genderaffirming healthcare. One such bill in Iowa, allows government entities to refuse to use public funding to cover comprehensive transition related care - including Medicaid funds.

### HATE CRIMES AND CRIMINAL JUSTICE

2019 saw promising developments in state hate crime laws. Five states - Hawaii, Connecticut, Maine, New York, and Nevada - enacted laws banning so-called "LGBTQ panic defenses", legal strategies that blame victims of violent crimes for attacks committed against them because of their sexual orientation or gender identity. In doing so, these states make it easier for LGBTQ victims to receive equal justice in the courtroom. States also addressed legislation restricting the use of "isolation" or solitary confinement in prisons, with a distinct focus on members of vulnerable populations. Specifically, New Jersey passed a law prohibiting the placement of LGBTQ individuals, among other vulnerable people, in solitary confinement. The law also requires members of vulnerable populations who are currently being held in solitary confinement to be immediately released and moved to more appropriate placements.

In 2019, nearly 30 states considered bills to restrict the practice of socalled "conversion therapy", a dangerous and discredited practice that falsely claims to change a person's sexual orientation or gender identity or expression.

#### SUMMARY | DEVELOPMENTS

t	mental health and strengthen anti-bullying policies. Other states, like Illinois, Colorado, and New Jersey,
ns	passed laws creating more inclusive school curriculums that incorporate the political, economic, and cultural
ne,	contributions of LGBTQ individuals.
se	However, several states considered bills that would make schools less accommodating for LGBTQ youth. Mississippi introduced legislation allowing licensed school employees to misgender students. Fortunately,
afer	the measure failed to advance.
ess	
tion	Fortunately, New Mexico, Maine, and Illinois introduced and passed legislation designating all public single- occupancy restrooms as gender neutral, with several
to ling	other states introducing similar legislation.

### **COMPARATIVE LEGISLATION** AT A GLANCE

#### **NON-DISCRIMINATION LAWS**

GOOD BILLS INTRODUCED GOOD BILLS PASSED

BAD BILLS INTRODUCED BAD BILLS PASSED

#### **OVERALL**



#### **PARENTING LAWS**



#### **RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION**





#### **HATE CRIMES & CRIMINAL JUSTICE**



**YOUTH LAWS** 



**HEALTH & SAFETY** 





## **OUTLOOK** FOR 2020

## While 2019 was one of the best legislative sessions for LGBTQ issues in the states for several years, 2020 promises a bit more of a rollercoaster.

Success on major non-discrimination legislation seems likely, but so does a resurgence of anti-transgender legislation, this time targeting trans student athletes and attempting to deny transgender children best-practice medical care. Anti-LGBTO legislation began advancing as soon as state legislatures convened, including Tennessee which took up and immediately passed a license to discriminate in child welfare services on its first day back in session.

In just the first few weeks of 2020 there have been encouraging signs about continued momentum forward for non-discrimination laws and pro-equality policies. New Jersey passed a law banning the use of an LGBTOpanic defense. Utah issued regulations that protect LGBTQ youth from the dangerous, debunked practice of so-called "conversion therapy", making it the 19th state (plus the District of Columbia and Puerto Rico) to prohibit this harmful practice. And Virginia is poised to become the first state in over a decade to add sexual orientation and gender identity to existing non-discrimination law, as well as the first state in 12 years to pass a public accommodations law from scratch.

In addition to those major developments, we anticipate that additional states will add non-discrimination laws in the areas of jury service and credit, require better reporting of hate crimes, require all single-occupancy facilities to be designated as all-gender; to streamline the process for transgender people to update their identity documents to reflect their gender identity, and to advance additional protections for youth from the practice of so-called "conversion therapy".

However, it is clear that opponents of equality have not given up on trying to undermine or prevent protections for LGBTQ people, and that in fact they've doubled down in particular on legislation targeting transgender children. Bills preventing transgender student-athletes from participating in athletics consistent with their gender identity are proliferating, as are bills that would impose criminal penalties on doctors or parents who support a transgender child during their transition. This resurgence is reminiscent of the attacks on transgender children that took the country by storm in 2016 only to fizzle as the anti-transgender animus propelling them became clear.

Tennessee passing the license to discriminate in child welfare services bill on their first day back is consistent with the trend in anti-LGBTQ legislation over the past few years, which has been to push for bills that allow narrower, more targeted types of discrimination -such as licenses to discriminate in the provision of child welfare services. We expect that anti-LGBTQ lawmakers in many states will continue to introduce and advance this type of bill that aims to allow individuals and businesses to discriminate against LGBTQ people based on religious or moral objections in specific sectors, like education, adoption and foster care services. We also anticipate continuing to see preemption bills that attempt to reduce the power of cities and towns to protect their LGBTQ residents and visitors from discrimination, with the potential to eliminate or gut existing local nondiscrimination protections.

With these bills popping up in state legislatures across the country it is clear that for all of the highs 2020 has in store, there will also be significant challenges and hard fights. Opponents of equality continue to be determined to push back against progress, and proponents of equality are more determined than ever to push forward. Success on major nondiscrimination legislation seems likely, but so does a resurgence of antitransgender legislation, this time targeting trans student athletes and attempting to deny transgender children best-practice medical care.

SUMMARY | OUTLOOK FOR 2020

**SUMMARY |** ISSUE MAPS

### NON-DISCRIMINATION IN **EMPLOYMENT**



## NON-DISCRIMINATION IN HOUSING



#### **STATES THAT PROHIBIT EMPLOYMENT DISCRIMINATION BASED ON SEXUAL ORIENTATION AND GENDER IDENTITY**

New York

California Colorado Connecticut Delaware District of Columbia Hawaii Illinois lowa

Maine Oregon Maryland Rhode Island Massachusetts Utah Minnesota Vermont Nevada Washington New Hampshire New Jersey New Mexico

**STATES THAT PROHIBIT EMPLOYMENT DISCRIMINATION BASED ON SEXUAL ORIENTATION ONLY** 

Wisconsin

#### **STATES THAT PROHIBIT HOUSING DISCRIMINATION BASED ON SEXUAL ORIENTATION AND GENDER IDENTITY**

California Colorado Connecticut Delaware District of Columbia Hawaii Illinois

lowa Maine Maryland Massachusetts Minnesota Nevada New Hampshire New Jersey

New Mexico New York Oregon Rhode Island Utah Vermont Washington

#### **STATES THAT PROHIBIT HOUSING DISCRIMINATION BASED ON SEXUAL ORIENTATION ONLY**

Wisconsin

### NON-DISCRIMINATION IN **PUBLIC ACCOMMODATIONS**

## NON-DISCRIMINATION IN **EDUCATION**



#### **STATES THAT PROHIBIT PUBLIC ACCOMMODATIONS DISCRIMINATION BASED ON SEXUAL ORIENTATION AND GENDER IDENTITY**

New Jersey

California Colorado Connecticut Delaware District of Columbia Hawaii Illinois

New Mexico lowa Maine New York Maryland Oregon Massachusetts Rhode Island Minnesota Vermont Nevada Washington New Hampshire

**STATES THAT PROHIBIT PUBLIC ACCOMMODATIONS DISCRIMINATION BASED ON SEXUAL ORIENTATION ONLY** 

Wisconsin

#### **STATES THAT PROHIBIT NON-DISCRIMINATION IN EDUCATION ON THE BASIS OF SEXUAL ORIENTATION AND GENDER IDENTITY**

California Illinois Colorado lowa Connecticut Maine District of Massachusetts Columbia Minnesota Hawaii Nevada

New Hampshire New Jersey New York Oregon Vermont Washington

#### **STATES THAT PROHIBIT NON-DISCRIMINATION IN EDUCATION ON THE BASIS OF SEXUAL ORIENTATION ONLY**

New Mexico

Wisconsin

## **ANTI-BULLYING** LAWS

## **SECOND PARENT** ADOPTION\*





#### **STATES WITH ANTI-BULLYING LAWS THAT PROVIDE SPECIFIC PROTECTION BASED ON SEXUAL ORIENTATION AND GENDER** IDENTITY

Arkansas	Illinois	New Jersey
California	lowa	New Mexico
Colorado	Maine	New York
Connecticut	Maryland	North Carolina
Delaware	Massachusetts	Oregon
District of	Minnesota	Rhode Island
Columbia	Nevada	Vermont
Hawaii	New Hampshire	Washington

#### STATES WITH ANTI-BULLYING LAWS THAT PREVENT SCHOOL DISTRICTS FROM SPECIFICALLY PROTECTING LGBTQ STUDENTS

South Dakota Missouri

#### STATES WITH LAWS THAT RESTRICT THE **INCLUSION OF LGBTQ TOPICS IN SCHOOLS**

Alabama Louisiana Mississippi

### Oklahoma

South Carolina Texas

#### STATES WHERE SECOND-PARENT ADOPTION **IS AN OPTION FOR SAME-SEX COUPLES** STATEWIDE

California	
Colorado	
Connecticut	
Delaware	
District of	
Columbia	
Idaho	

llinois Maine Massachusetts Montana New Jersey New York

★ Please see individual state scorecards for other criteria related to relationship recognition on adoption and non-discrimination provisions.

18 | HRC.ORG/SEI

Pennsylvania South Dakota

Oregon

Vermont

## TRANSGENDER HEALTHCARE



### NAME AND GENDER MARKER UPDATES ON IDENTIFICATION DOCUMENTS



#### **STATES WITH BANS ON INSURANCE EXCLUSIONS FOR TRANSGENDER** HEALTHCARE

California	Maine	New Mexico
Colorado	Maryland	New York
Connecticut	Massachusetts	Oregon
Delaware	Michigan	Pennsylvania
District of	Minnesota	Rhode Island
Columbia	Nevada	Vermont
Hawaii	New Hampshire	Washington
Illinois	New Jersey	

#### STATES WITH TRANSGENDER-INCLUSIVE **HEALTH BENEFITS FOR STATE EMPLOYEES**

California	Massachusetts	Oregon
Connecticut	Minnesota	Rhode Island
Delaware	Montana	Vermont
District of	Nevada	Washington
Columbia	New Jersey	
Maryland	New York	

#### **STATES WITH TRANSGENDER COVERAGE EXCLUSIONS IN MEDICAID**

Alaska Georgia Idaho

IowaMissouri Nebraska Tennessee

Texas West Virginia Wyoming

#### **STATES WITH LAWS AND POLICIES THAT** FACILITATE GENDER MARKER UPDATES ON **DRIVER'S LICENSE ONLY**

Arkansas Missouri	
, interfoldo	
Florida New Hampsh	ir
Indiana North Carolina	a
Maine North Dakota	

Ohio Vermont Virginia re West Virginia

#### STATES WITH LAWS AND POLICIES THAT FACILITATE GENDER MARKER UPDATES **ON DRIVER'S LICENSES AND BIRTH CERTIFICATES**

Alaska California Colorado Connecticut Delaware District of Columbia Hawaii

Idaho Illinois Kansas Maryland Massachusetts Minnesota Montana Nevada

New Jersey New Mexico New York Oregon Pennsylvania Rhode Island Washington

#### **STATES WITH LAWS AND POLICIES THAT PREVENT TRANSGENDER PEOPLE FROM RECEIVING APPROPRIATE IDENTIFICATION**

Tennessee

SUMMARY | ISSUE MAPS

## HIV/AIDS CRIMINALIZATION





#### **STATES THAT HAVE A LAW THAT ADDRESSES** HATE OR BIAS CRIMES BASED ON SEXUAL **ORIENTATION AND GENDER IDENTITY**

California	Maine	New York
Colorado	Maryland	Oregon
Connecticut	Massachusetts	Rhode Island
Delaware	Minnesota	Utah
District of	Missouri	Vermont
Columbia	Nevada	Washington
Hawaii	New Jersey	
Illinois	New Mexico	
District of Columbia Hawaii	Missouri Nevada New Jersey	Vermont

**NEGLIGIBLE RISK OF HIV TRANSMISSION** Alabama Maryland Michigan Arkansas Florida Georgia Idaho

Illinois

Indiana

Minnesota Mississippi Missouri Nebraska New Jersey North Carolina Kentucky Louisiana North Dakota

**STATES WITH LAWS THAT CRIMINALIZE** 

**BEHAVIORS THAT CARRY A LOW OR** 

Ohio Oklahoma Pennsylvania South Carolina South Dakota Tennessee Utah Virginia

22 HRC.ORG/SEI

#### SUMMARY | ISSUE MAPS

## **HATE** CRIMES & CRIMINAL JUSTICE

#### **STATES THAT HAVE A LAW THAT ADDRESSES** HATE OR BIAS CRIMES BASED ON SEXUAL **ORIENTATION ONLY**

ode Island

#### Kentucky Louisiana Nebraska New Hampshire

Tennessee Texas Wisconsin

#### **STATES THAT HAVE A LAW THAT ELIMINATES A BIAS RAGE OR PANIC DEFENSE IN CRIMINAL ACTS**

California Connecticut Illinois

Arizona

Florida

Kansas

lowa

Maine Nevada New York Rhode Island

## ANTI-CONVERSION THERAPY

## **DATA** COLLECTION



#### **STATES WITH LAWS THAT PROTECT YOUTH** FROM CONVERSION THERAPY

Maine

Maryland

Nevada

New Mexico

New York

California
Colorado
Connecticut
Delaware
District of
Columbia
Hawaii
Illinois

Oregon Rhode Island Massachusetts Vermont Washington New Hampshire New Jersey



#### **STATES THAT COLLECT DATA ON THE BEHAVIORAL RISK FACTOR SURVEILLANCE** SYSTEM (BRFSS) ON THE BASIS OF SEXUAL **ORIENTATION AND GENDER IDENTITY**

California	lowa	Ohio
Connecticut	Louisiana	Oklahoma
Delaware	Massachusetts	Pennsylvania
District of	Minnesota	Rhode Island
Columbia	Mississippi	South Caroli
Florida	Montana	Texas
Georgia	Nevada	Vermont
Hawaii	New Mexico	Virginia
Illinois	New York	Washington
Indiana	North Carolina	Wisconsin

#### STATES THAT COLLECT DATA ON BOTH THE BRFSS AND YRBSS FOR SEXUAL **ORIENTATION AND GENDER IDENTITY**

California	Hawaii	Vermont
Delaware	Massachusetts	Wisconsin
District of	New Mexico	
Columbia	Rhode Island	

24 HRC.ORG/SEI

ania land rolina

**ORIENTATION ONLY** Arizona Arkansas Connecticut Illinois Indiana lowa Kentucky

Nebraska Nevada New Hampshire New York North Carolina North Dakota Ohio

STATES THAT COLLECT DATA ON THE

YOUTH RISK BEHAVIOR SURVEILLANCE

SYSTEM (YRBSS) ON THE BASIS OF SEXUAL

Oklahoma Pennsylvania South Carolina Texas West Virginia Wyoming

#### SUMMARY | CRITERIA

# STATE **CATEGORIES** FOR SEI SCORECARDS

In the SEI scorecards, we have grouped states into several broad categories to provide a general idea about the type of advocacy that occurs in each state in addition to identifying statewide laws and policies affecting LGBTQ people in such states. The categories are:



#### HIGH PRIORITY TO ACHIEVE BASIC EQUALITY

In these states, advocates focus on raising support for basic LGBTQ equality, such as non-discrimination protections in employment, housing and public accommodations. These states are most likely to have religious refusal or other anti-LGBTQ laws. Advocates often further LGBTQ equality by focusing on municipal protections for LGBTQ people or opposing negative legislation that targets the LGBTQ community.



In these states, advocates work to build upon initial advances toward LGBTQ equality, such as the implementation of safer school policies, expanding nondiscrimination protections, or protections in healthcare for transgender people. Work in these states varies widely but may focus on opposing negative legislation, passing comprehensive non-discrimination laws, or making it easier for LGBTQ people to create families.



### SOLIDIFYING EQUALITY

These states have several basic measures of equality, including non-discrimination protections or antibullying laws. Advocates work to ensure the broad implementation of these laws while advancing laws concerning parenting, youth, health and criminal justice to achieve full equality for the LGBTQ community.

#### WORKING TOWARD INNOVATIVE EQUALITY

These states have a broad range of protections to ensure equality for LGBTQ people, including comprehensive non-discrimination laws, safer school policies, and healthcare access for transgender people. Advocates focus on the implementation of laws and advance innovative legislation that addresses the needs of vulnerable populations.

# **ONE COLORADO**

It wasn't so long ago that Colorado earned the title of the "Hate State" by passing Amendment 2 that prevented LGBTQ Coloradans from gaining any legal protections at the county, city, or state level. Since the amendment was overturned by the U.S Supreme Court in 1996, our movement has continued to make ground, and we have seen our state become a national leader for LGBTQ rights and protections.

We've elected our nation's first openly gay governor, the second openly transgender state lawmaker nationwide, and boast one of the largest and most diverse LGBTQ legislative caucuses in the nation. In 2019, One Colorado supported the passage of three significant pieces of legislation including Jude's Law to make it easier for transgender and non-binary individuals to update their identity documents, protections for youth from conversion therapy, and the inclusion of LGBTQ history in school curriculum. Yes, we've come a long way, but there are still challenges ahead.

After releasing a statewide LGBTQ health study and embarking on an 18-city tour last year, One Colorado has identified a significant gap between legal and lived equality in the state. Despite the passage of bills that expand rights and protections for LGBTQ Coloradans, in community after community, we heard stories of increased bullying in schools, harassment on the streets, discrimination in the work place, andacts of violence against LGBTQ Coloradans. One Colorado's work in 2020 couldn't be more clear: to close the gap.



#### STATE HIGHLIGHT

In 2020, One Colorado will work hard to add explicit protections for transgender Coloradans under our state's non-discrimination laws, increase affordability and access to HIV prevention drugs, and ban the so-called 'LGBTQ panic defense' in the state of Colorado. We will stay committed to building up communities where LGBTQ people are visible, respected, and treated equally. With all that we do, we will stay mindful of the gap that exists between legal and lived equality, and fight every day to improve the lived experience of LGBTQ Coloradans and their families.

**DANIEL RAMOS** Executive Director One Colorado



**above:** Bill signing with Governor Jared Polis **left:** One Colorado staff



Every child deserves a loving home and every family should be able to recognize familial relationships free from discrimination on the basis of sexual orientation or gender identity.

This category evaluates state laws, policies, or court cases that allow for the creation and recognition of family units or that affect the ability of LGBTQ families to adopt and provide legal recognition for their families.

Some states prevent LGBTQ individuals or same-sex couples from serving as adoptive or foster parents, and many public child welfare agencies still discriminate against qualified, licensed LGBTQ foster and adoptive families. When LGBTQ families are denied the ability to foster and adopt children, children are denied the right to safe, happy, and healthy permanent homes.

creation legal mechanisms detailed in this category. It is also important to note that family law can differ widely between jurisdictions, and items in the category may not reflect variances in family law issues between different counties within a state. Unless there is a specific prohibition on joint or second parent adoptions in a state, it is likely that at least some same-sex couples are able to adopt via these mechanisms through individual judges.

Note that not all states allow for each of the family

### **POSITIVE LAWS & POLICIES**

#### **SECOND-PARENT ADOPTION**

This item indicates state laws or court decisions that allow a second parent of the same sex to petition to adopt their partner's children, regardless of whether they are in a legally recognized relationship.

#### SURROGACY LAWS

This item indicates state laws that explicitly allow for gestational surrogacy but do not exclude LGBTQ people or privilege married partners. Gestational surrogacy is a surrogacy arrangement where the surrogate has no genetic relation to the child.

#### **FOSTER CARE NON-DISCRIMINATION**

This item indicates state laws or administrative policies that prohibit discrimination against LGBTQ people in the placement of foster youth.

#### FOSTER PARENT TRAINING REQUIRED

This item indicates state laws or agency regulations that require prospective foster parents to receive training regarding LGBTQ youth in areas like cultural competency and legal requirements.

#### **PARENTAL PRESUMPTION FOR** SAME-SEX COUPLES

This item indicates that the state, through statewide court rulings, statutes, or agency guidance, presumes that a parental relationship exists for both parents in a same-sex marriage with regard to any children born of that marriage.

#### **CONSENT TO INSEMINATE**

This item indicates state laws that specifically allow unmarried same-sex couples to create parentage for both parents for an intended child by formally consenting to insemination of one of the parents.

#### **DE FACTO PARENT RECOGNITION**

This item indicates a limited recognition of de facto parents as a basis for visitation or custody, generally through court cases. De facto parents are individuals who serve in the role of a parent, but have no legally recognized tie to the child.

#### **NEGATIVE LAWS & POLICIES**

#### **PROHIBITION OF SURROGACY**

This item indicates state laws that explicitly prohibit gestational surrogacy contracts. Gestational surrogacy is a surrogacy arrangement where the surrogate has no genetic relation to the child.

### ♥ RELIGIOUS REFUSAL AND **RELATIONSHIP RECOGNITION**

Following this historic ruling, several states have continuously introduced bills that would limit recognition

#### **NEGATIVE LAWS & POLICIES**

#### **STATE RELIGIOUS FREEDOM RESTORATION ACTS**

This item indicates state laws that purport to preserve "religious freedom", but which may in fact undermine state non-discrimination protections. Their laws generally fall within one of two categories: the so-called "religious freedom restoration acts", and the laws that specifically allow marriage-service providers to discriminate on the basis of their religion. State laws that explicitly make clear that civil rights protections are not subject to religious refusal will not fall in this category.

#### **RELIGIOUS EXEMPTIONS FOR PROFESSIONAL TRAINING/PRACTICE**

This item indicates state laws that specifically prevent public institutions of higher education

#### SCORECARD | CRITERIA

#### LAWS PERMITTING DISCRIMINATION IN **FOSTER/ADOPTION PLACEMENT**

This item indicates state laws that allow for discrimination in the placement of foster youth with LGBTQ families or adoption by LGBTQ families. This is generally done either by specifically allowing for discrimination against LGBTQ families or by privileging married couples for adoption or foster placement. Other states will introduce a "conscious" exception for foster or adoption placement agencies, allowing them to discriminate on the basis of their religion against LGBTQ families.

#### All loving and committed couples deserve equal respect and legal recognition. Support for marriage equality for same-sex couples has grown rapidly, and after the Obergefell ruling by the U.S. Supreme Court, every state is obligated to recognize the marriages of same-sex partners.

of same-sex marriages or allow state officials to refuse to provide licenses or other services for same-sex couples.

or state professional licensing boards from disciplining students or professionals for failing to meet their professional standards of conduct (generally relating to non-discrimination) on the basis of their personal religious beliefs.

#### **FIRST AMENDMENT DEFENSE ACT**

This item indicates state laws that purport to protect religious expression but actually grant a right to discriminate. These laws protect people working at a public agency, or a private individual or agency that receives funds, licensing, or other recognition from the state, from losing any of those benefits as a result of discriminatory action that is based on an individual's sexual orientation or gender identity.

# FREEDOM OKLAHOMA

#### The Oklahoma legislative session is known in LGBTQ communities as a time to brace ourselves for a long, chaotic, and unpredictable fight.

The session ought to be a time for our representatives to expand rights for LGBTQ the line. This is how it's been in Oklahoma for as long as I can remember.

Oklahoma is considered to be one of the harshest environments for LGBTQ people to live. While many LGBTQ people love our home, we also know the political reality is that proactive legislation that could move us toward full legal rights and lived equality is not a priority for many legislators. In fact,

At Freedom Oklahoma, we have long functioned as a stop gap by working diligently, both publicly and behind the scenes, to ensure that the usual barrage of anti-LGBTQ bills do not advance. Historically, a successful session has meant that Oklahoma's LGBTQ communities are as safe at the end of the legislative session as they were at

We've accomplished a lot on defense. With the support of a strong community, nationwide partners and legislators from both parties who champion our cause, we've stopped dozens of harmful bills from becoming law.

We're proud of each of our victories, but we know holding the line is simply not enough. And that's why we are building toward something more. Indeed, in 2019, something remarkable happened. Our years of efforts paid off when no single bill

Rest assured we are prepared for this respite to be temporary. We stand ready to fight back against occur. However, the 2019 session demonstrated that our hard won victories have a long reach. We've got a long way to go, and we'll keep fighting, but our progress is undeniable and momentum is on our side.

**ALLIE SHINN** 

**Executive Director** Freedom Oklahoma



## **NON-DISCRIMINATION** LAWS & POLICIES

#### It should not be legal to deny someone the right to work, rent a home, receive an education, or be served in a place of public accommodation because of their sexual orientation or gender identity.

Recognizing that LGBTQ people should be free of discrimination in all areas of life, this publication takes a comprehensive view of non-discrimination laws & policies, looking at areas where not every state provides protections. This category evaluates whether discrimination on the basis of sexual orientation and gender identity is explicitly prohibited through statewide laws or policies in a host of areas, including employment, housing, education, and public

### **POSITIVE LAWS & POLICIES**

#### **EMPLOYMENT**

This item indicates state laws that prohibit discrimina in private employment on the basis of sexual orientation or gender identity, among other categories.

#### HOUSING

This item indicates state laws that prohibit discrimination in rental or purchase of housing on the basis of sex orientation or gender identity.

#### **PUBLIC ACCOMMODATIONS**

This item indicates state laws that prohibit discrimination in public accommodations on the basis of sexual orientation or gender identity.

Public accommodations are generally defined as entities, both public and private, that are used by the public. Examples may include retail stores, rental establishments, and service establishments, as well educational institutions or recreation facilities. The t of entities that fall into this category vary widely and based on state law.

#### EDUCATION

This item indicates state laws that prohibit discrimination against students in public education on the basis of sexual orientation or gender identity.

#### **ADOPTION**

This item indicates state laws or administrative policies that protect youth involved in the adoption system from discrimination on the basis of sexual orientation or gender identity.

#### SCORECARD | CRITERIA

accommodations. some states, the protections outlined in a specific area do not exist for any characteristic-including race, sex, or disability.

For each item in this category, it is noted whether the law or policy provides non-discrimination protection on the basis of sexual orientation, gender identity, or both.

**FOSTER CARE** 

ation ation	This item indicates state laws or administrative policies that protect youth involved in the foster care system from discrimination on the basis of sexual orientation or gender identity.
ation ual	<b>INSURANCE</b> This item indicates state laws or administrative policies that prohibit discrimination in at least some forms of insurance on the basis of sexual orientation or gender identity.
ation	<b>CREDIT</b> This item indicates state laws or administrative policies that prohibit discrimination in the granting of credit, establishment of loans, or other elements of banking on the basis of sexual orientation or gender identity.
as ypes   are	<b>JURY SELECTION</b> This item indicates state laws, administrative policies, or court decisions that prohibit discrimination in jury selection on the basis of sexual orientation or gender identity.
ation	<b>COLLEGES AND UNIVERSITIES</b> This item indicates state laws or state university system policies that prohibit discrimination in admission and access to campus services and facilities on the basis of sexual orientation or gender identity.

## **NON-DISCRIMINATION** LAWS & POLICIES

### **POSITIVE LAWS & POLICIES**

**NON-DISCRIMINATION POLICY** FOR STATE EMPLOYEES

This item indicates state laws or administrative policies that prohibit discrimination against state employees on the basis of sexual orientation or gender identity.

### **NEGATIVE LAWS & POLICIES**

**RESTRICTIONS ON MUNICIPAL PROTECTIONS** 

This item indicates state laws that prevent municipalities in a state from passing non-discrimination ordinances that would protect categories broader than those protected by state law, generally leaving out sexual orientation and gender identity.

This is different from states that have adopted "Dillon's Rule", which also limits municipal power but does so without a discriminatory intent.

#### **BROAD RELIGIOUS EXEMPTIONS IN STATE NON-DISCRIMINATION LAWS THAT SINGLE OUT SEXUAL ORIENTATION AND/OR GENDER IDENTITY**

This criterion indicates state non-discrimination laws that have religious exemptions singling out sexual orientation and/or gender identity from other protected classes.

**Recognizing that LGBTQ people** should be free of discrimination in all areas of life, this publication takes a comprehensive view of non-discrimination laws & policies, looking at areas where not every state provides protections.

### **EQUALITY TEXAS & TRANSGENDER EDUCATION NETWORK OF TEXAS (TENT)**

For 30 years, Equality Texas, the state's largest LGBTQ rights achieving full legal and lived equality for all Texans.

During the 2019 legislative session, we were of Representatives which will be significant pleased to partner with the Transgender Education in pushing our agenda forward and passing Network of Texas (TENT) and other allies to a comprehensive nondiscrimination bill in ensure the failure of 20+ anti-LGBTQ bills. 2021. This bill would extend nondiscrimination protections for LGBTQ people in employment, The Transgender Education Network of Texas is the largest statewide, trans led, trans focused organization in the state of Texas. For the past We believe these changes are evidence of 10 years TENT has been dedicating its efforts growing political strength and support from to stopping discrimination and furthering gender the Texans who believe in LGBTQ Equality. diverse equality through social, legislative, and We're ready to go on offense and push for

corporate education across Texas. Together, a pro-equality agenda in the 2021 Texas Equality Texas, TENT and other community legislative session. It's long past time to partners have been shoulder to shoulder change the law and protect all Texans. in defeating bills that would harm the trans community. While we've defeated bills together, both of our organizations cannot wait for the day we can pass LGBTQ comprehensive bills **RICARDO MARTINEZ** together, and we believe those days are near. Chief Executive Officer

For the first time in Texas history, a new LGBTQ Caucus with five openly LGBTQ women in the Texas House became a game-

With new-found firepower, we made progress Texans including a ban on conversion therapy, as well as having name and gender marker of which received hearings for the first time.

But, the big news from Texas, is that the political map is changing. Candidates up and down the ballot who ran on pro-equality messages had unprecedented success in 2018. If this success continues in the 2020 elections, we could have a pro-equality majority in the Texas House

#### STATE HIGHLIGHT

## organization, has been fighting on the frontlines at the Texas Capitol. We're proud of how far we've come—and as committed as ever to

#### **EMMETT SCHELLING**

**Executive Director** Transgender Education







# EQUALITY MAINE

#### Leadership matters.

In the summer of 2018, we sent our bill to protect LGBTQ+ youth from the dangerous and discredited practice of conversion therapy to the desk of then-Governor Paul LePage. At that point, sixteen other governors - Democrats and Republicans- had signed such bills in their own states. But LePage chose petty politics over protecting kids, becoming the first governor anywhere in the country to veto protections from conversion therapy and leaving Maine's children vulnerable to serious harm from attempts to "fix" something that was never broken. A few days later, anti-equality legislators joined in this reprehensible action by sustaining his veto.

That fall, we were proud to endorse pro-equality candidates of all parties up and down the ticket. and when the results came in on election night they won BIG! Twenty-two of our endorsed candidates for state Senate won, as did 80 of our endorsed candidates for state House. And, history was made as pro-equality candidate Janet Mills was elected Maine's first female Governor.

In 2019 we knew we had to seize the moment. Mills, Senate President Troy Jackson, and Speaker of the House Sara Gideon, we were successful in amending the very first bill of the new session, LD 1, to prohibit discrimination in health insurance based on sexual orientation and gender identity and to specifically prohibit exclusions for trans care in health plans sold in Maine. We followed that with successful passage of bills to prohibit LGBTQ profiling, prohibit the LGBTQ "panic" defense, and designate all single-occupancy restrooms as all-gender. Finally, we passed our

anti-conversion therapy billagain, and this time our governor signed it!

In addition to our legislative successes we were able to work with our new pro-equality administration to ensure that MaineCare. our state's version of Medicaid, is trans-inclusive. And we eliminated the burdensome requirement that in order to change gender markers on driver's licenses and state IDs.

As we look ahead to 2020, we will be working on simplifying the process for changing gender markers on birth certificates, expanding access and insurance coverage for PrEP, and so much more. We know the difference that pro-equality leadership makes, and we'll be doing our part to ensure that our community gets the kind of

MATT MOONEN

**Executive Director** Equality Maine



### • HATE CRIMES & CRIMINAL JUSTICE LAWS

#### No one should be at risk of violence, targeted by criminal laws, or profiled by law enforcement because of their sexual orientation, gender identity, or HIV status.

This category evaluates state criminal laws to deter whether they equally protect residents on the basis sexual orientation and gender identity, include LGB people in hate crimes laws, eliminate unjust defense to violent crimes committed against LGBTQ people proscribe police profiling of LGBTQ individuals.

### **POSITIVE LAWS & POLICIES**

#### **ENUMERATED HATE CRIMES LAWS**

This item indicates state laws that specifically include sexual orientation or gender identity in hate crimes protections.

#### MANDATORY REPORTING OF HATE CRIMES **STATISTICS**

This item indicates state laws that require the collection of data regarding incidents of hate crimes based on sexual orientation or gender identity and reporting that data to the federal government.

### **NEGATIVE LAWS & POLICIES**

#### SODOMY LAWS

This item indicates state laws that purport to criminalize sodomy, regardless of whether they are enforced. Note that these laws are not enforceable due to the Supreme Court's Lawrence v. Texas decision, but they still need to be officially repealed by the state legislature.

rmine	This category also notes the presence of negative laws
s of	that harm public health efforts, like those that criminalize
BTQ.	people living with HIV, as well as unconstitutional
es	statutes like anti-sodomy laws that perpetuate stigma
, and	against LGBTQ people by their continued existence.

#### **ELIMINATION OF BIAS RAGE OR PANIC DEFENSE FOR CRIMINAL ACTS**

	This item indicates a state law that prohibits the
	use of an affirmative defense that may be used
	to excuse or classify a criminal charge as a lesser
	charge because the revelation of the victim's
	sexual orientation or gender identity caused the
on	defendant to lose control and turn violent.

#### **PROHIBITING PROFILING BASED ON ACTUAL OR PERCEIVED LGBTQ STATUS BY LAW** ENFORCEMENT

This section denotes a state statute that prohibits law enforcement from targeting a person based on their actual or perceived sexual orientation or gender identity without trustworthy information relevant to linking that person to a crime.

#### **HIV CRIMINALIZATION LAWS**

This item indicates state laws that criminalize behaviors of HIV+ people that carry a low or negligible risk of HIV transmission. States that criminalize behaviors that carry a higher risk of youth-retransmission will not be noted by this measure.

### **YOUTH-RELATED** LAWS & POLICIES

#### All youth should be able to participate in schools and communities that are safe and welcoming, regardless of their sexual orientation or gender identity.

This category evaluates a range of measures concerning the safety and well-being of LGBTQ youth, including safe school laws, laws to protect youth from dangerous and discredited conversion therapy, and laws to address youth homelessness. Recognizing that schools play an especially important role in the growth and development of young people, we looked at a number of measures relating to bullying prevention and school safety.

Several items in this category, particularly with regard to protecting youth from conversion therapy and addressing youth homelessness, are rapidly evolving areas of the law. While currently only a few states provide these protections, additional states will likely address these policy issues in future years.

### **POSITIVE LAWS & POLICIES**

#### **ANTI-BULLYING LAWS**

These items indicate state laws that protect youth from bullying and harassment, generally by requiring individual school districts to have anti-bullying policies in place. Credit was given for laws that are enumerated, meaning they specifically list characteristics that are frequently the target of bullying and harassment, while providing anti-bullying protection for all students.

Enumeration is especially important to protect LGBTQ students, as research has demonstrated that non-enumerated policies are no more effective to protect vulnerable students than having no policy in place. State laws are only indicated by this item if they provide protection based on both sexual orientation and gender identity.

The second item indicates states with model policies and guidance documents, generally created by the state Department of Education, that enumerate sexual orientation and gender identity.

The "Alternative Discipline" item indicates state laws that specifically include language that supports alternative forms of discipline that focus on education, remediation, prevention, and providing support for the target of bullying, rather than exclusionary discipline, criminalization, or "zero tolerance" policies for bullying and harassment.

Finally, the "Cyberbullying" item indicates that the state's anti-bullying law covers incidents of bullying and harassment that occur electronically, through the internet or another medium. States and individual school districts vary widely on the degree to which anti-cyberbullying enforcement extends beyond the walls of the school. This category does not assess these distinctions, simply whether the law addresses bullying and harassment through electronic means.

#### SCHOOL SUICIDE PREVENTION POLICIES

This item indicates state laws that require public school districts to have policies that focus on suicide prevention and intervention.

#### **TRANSGENDER INCLUSION IN SPORTS**

This item indicates either legislation, regulations from the state Department of Education, or authoritative guidance from the state organization that regulates intramural secondary school sports allowing transgender students reasonable opportunity and access to participate in school sports.

#### **PROTECTION FROM CONVERSION THERAPY**

This item indicates laws designed to protect LGBTQ youth from conversion therapy through licensing restrictions that prevent licensed mental health service professionals from conducting conversion therapy on youth under age 18.

#### **POSITIVE LAWS & POLICIES**

#### LAWS TO ADDRESS LGBTQ YOUTH HOMELESSNESS

This item indicates state laws that specifically address homelessness among LGBTQ youth. For example, requiring homeless youth service providers to have non-discrimination policies in place, adequate cultural competency training, enhanced data collection to better understand disparities among this vulnerable population, and ensure homeless transgender youth are able to receive appropriate services based on their gender identity and expression.

### **NEGATIVE LAWS & POLICIES**

#### **INEQUALITY IN AGE OF CONSENT FOR** SAME-SEX COUPLES

This item indicates state laws that create different standards for the age of consent in same-sex and different-sex couples. Many states have a so-called "Romeo and Juliet" exception to age of consent laws, which prevents violation of these laws as long as the couple is within a particular age range; however, for some states this exception only applies to different-sex couples.

#### SCHOOL LAWS THAT CRIMINALIZE YOUTH

This item refers to anti-bullying laws that have either the mandatory, one-size-fits-all discipline or zero-tolerance policies, or the laws that specifically criminalize either bullying or cyberbullying. The item does not apply to general laws that extend anti-harassment protections to an electronic medium unless they refer specifically to schools, bullying, or cyberbullying.

#### **ANTI-BULLYING LAWS THAT PROHIBIT ENUMERATION**

This item indicates state anti-bullying laws that specifically prohibit school districts from listing characteristics that are frequently the target of bullying and harassment. This undermines the protection of the law for vulnerable populations such as LGBTQ youth.

#### SCORECARDS | CRITERIA

#### LGBTQ-INCLUSIVE SEX EDUCATION LAWS

This item indicates state law or regulatory guidance that requires any sexual health education provided to students be specifically inclusive of LGBTQ youth.

#### **LGBTQ-INCLUSIVE JUVENILE JUSTICE** POLICIES This item indicates state laws, regulations, or policies

designed to protect LGBTQ youth in juvenile justice settings from discrimination on the basis of sexual orientation and gender identity.

#### LAWS THAT RESTRICT INCLUSION OF LGBTQ **TOPICS IN SCHOOLS**

This item indicates state laws that prohibit educators from discussing LGBTQ topics in schools or that require that any discussion of LGBTQ topics in schools be presented in a negative way. While these laws generally pertain only to sexual health education, they are frequently interpreted in a broader way by school districts. In some states these laws are not operative, but because of the negative impact they can have on LGBTQ youth, even if they are not officially enforced, they are still noted as present.

### ▲ HEALTH & SAFETY LAWS & POLICIES

Everyone should be able to access appropriate healthcare that is culturally competent and affirming, regardless of their sexual orientation or gender identity. Moreover, everyone should be able to access identity documents that reflect the way in which they live their lives.

This category evaluates a range of measures relating to the health and safety of LGBTQ people, including access to healthcare, the ability to obtain appropriate identity documents, and the collection of health survey data of LGBTQ people. Data collection pertaining to LGBTQ populations is especially important because, over time, it will allow us to assess and address health disparities among LGBTQ communities.

With the rapidly evolving nature of healthcare and consistent push for reforms from elected officials, it is likely that measures relating to non-discrimination in healthcare and prohibitions on transgender healthcare exclusion will continue to grow.

### **POSITIVE LAWS & POLICIES**

#### LGBTQ NON-DISCRIMINATION PROTECTIONS IN AFFORDABLE CARE ACT (ACA) EXCHANGES

This item indicates state laws or administrative policies that specifically prohibit discrimination on the basis of sexual orientation or gender identity by insurance providers and health care providers through state implementation of the ACA. While the ACA and federal regulations make clear that health care and insurance providers must not discriminate, enforcement is administered by the states, and so it is important that state laws and policies establish exchanges that reflect federal non-discrimination mandates.

States that do not operate their own exchanges (and therefore have no relevant laws or policies) cannot receive credit for this item.

#### **BAN ON INSURANCE EXCLUSIONS FOR TRANS HEALTHCARE**

This item indicates state laws or administrative policies that prohibit private health insurance providers from issuing policies with explicit bans on transgender or transition-related health care.

#### **TRANSGENDER HEALTHCARE INCLUSION IN STATE MEDICAID**

This item indicates state laws or agency rules that specifically allow for transition-related coverage for transgender people through state Medicaid.

#### **TRANSGENDER-INCLUSIVE HEALTH BENEFITS FOR STATE EMPLOYEES**

This item indicates state laws, administrative policies, or court decisions that provide transgender state employees access to transgender and transition-related health care through their employment health benefits.

#### NAME AND GENDER MARKER UPDATES ON **IDENTIFICATION DOCUMENTS**

These items indicate state laws or administrative policies that allow transgender people to update their gender markers on their driver's licenses or birth certificates with a minimum of difficulty. Generally, this means that these laws or policies will create a clear process and not have specific surgery requirements in order to update one's gender marker.

While there are sometimes court decisions that allow transgender people to amend their identity documents even in states without explicit rules, these items will consider only statewide laws or policies.

### **POSITIVE LAWS & POLICIES**

#### **HEALTH DATA COLLECTION**

This item indicates the presence of sexual orientation or gender identity-related survey questions on national health data collections that are administered by the state. The Centers for Disease Control and Prevention (CDC) conducts two federal health data surveys in the majority of states: the Behavioral Risk Factor Surveillance System (BRFSS) among adults and the Youth Risk Behavior Surveillance System (YRBSS) among secondary-school aged youth. Only LGBTQ-related optional questions adopted by the CDC are counted for this measure.

### **NEGATIVE LAWS & POLICIES**

#### LAWS PROHIBITING TRANSGENDER **PEOPLE FROM RECEIVING APPROPRIATE IDENTIFICATION**

This item indicates states laws, administrative policies, or court decisions preventing transgender people from amending the gender markers on their driver's licenses or birth certificates under any circumstances.

#### TRANSGENDER EXCEPTIONS IN STATE **MEDICAID COVERAGE**

This item indicates state laws or administrative policies that explicitly prohibit Medicaid coverage for transitionrelated care for transgender people.

#### SCORECARD | CRITERIA

While there are many other forms of both state and federal data collection, this measure looks at only these two specific surveys, as they are prominent health surveys and they include optional questions pertaining to LGBTQ populations. Note that not every state administers the YRBSS, and states that do not are indicated with an "N/A."

#### **ALL-GENDER SINGLE-OCCUPANCY** FACILITIES

This item indicates state laws or agency guidance requiring single occupancy facilities (that is restrooms or changing rooms meant to accommodate only one person at a time) to be designated as all-gender

# ACKNOWLEDGING CONTEXT

### **RESEARCH PROCESS**

The SEI scorecards are meant to assess the presence of statewide laws, policies, and court decisions that affect LGBTQ equality, either positively or negatively. Research for this project was conducted by the SEI team — a group of staff attorneys, pro bono attorneys and law fellows – based on the criteria for each law and policy item, and compiled into a sample scorecard for each state. The data was drawn from publicly available sources. The draft scorecards were provided to members of the Equality Federation, and these organizations were offered an opportunity to review the scorecards, ask any questions, give input, and provide additional sources for the SEI team to consider. These assessments were considered by the SEI team and a final scorecard for each state was developed.

For each of the category descriptions, the SEI team made determinations on whether laws, administrative policies, or court decisions would qualify for each state law and policy item based on the nature of the item, typical statewide laws and policies concerning that item, and our determination about best practices for that item.

Laws refer to statewide statutes, either passed through the state's legislative process or through referendum. Administrative regulations and policies refer to agency guidance or documented policies from a state executive agency that has a legal effect (i.e., the policy is not merely aspirational - it is enforceable). The nature of these agency regulations and policies can vary widely based on the nature of the category, the state agency, and the administrative process in that state. Court decisions refer to final rulings by a relevant state or federal court with a statewide jurisdiction and for which the decision is in effect.

### **IMPORTANCE OF MUNICIPAL ADVOCACY**

While the SEI examines statewide laws and policies that affect LGBTQ equality, it is important to recognize the substantial and growing role that municipal law has on LGBTQ equality across the country. In many states with a more difficult political climate for LGBTQ equality, advocates may focus on municipal protections rather than statewide law and policy for strategic reasons. Passage of municipal protections can serve to protect a large population of LGBTQ people immediately, whereas passage of statewide protections may not be feasible for years, if at all. Also, passage of municipal protections

can facilitate passage of statewide laws and policies in several ways. For example, it can show that the potential negative outcomes opponents use to block protections for LGBTQ people are demonstrably false, it empowers local advocates to become more involved, and it helps convince lawmakers that protections in their districts should be passed at the state level.

For a nationwide evaluation of municipal law, policies and services affecting LGBTQ equality, please see the Municipal Equality Index, available at hrc.org/mei.

### IMPLEMENTATION AND LIVED EXPERIENCE

The SEI is an assessment of the statewide laws and policies which affect LGBTQ equality in each state and the District of Columbia. It is a roadmap for the types of state laws and policies that advocates can work toward to make positive change and a marker by which we can measure the steady passage of statewide laws and policies affecting LGBTQ equality. However, the SEI does not rank states in terms of LGBTQ equality, nor is it an assessment of the culturally friendliest states for LGBTQ people to live.

Moreover, the SEI is not able to measure the implementation of laws, policies, or court cases that affect LGBTQ equality, which can have a very real impact on the day-to-day lived experiences of LGBTQ people. While the SEI looks at the presence or absence of statewide laws and policies, it is impossible to determine the extent to which those laws are actively enforced or whether relevant training occurs. In fact, enforcement may vary considerably between states and municipalities within in a state. Many municipalities will have laws and policies that go beyond the basic requirements of statewide law, creating additional protections in areas such as non-discrimination or safe schools.

Finally, the SEI is not an evaluation of statewide advocacy efforts. We recognize that advocacy for statewide laws and policies concerning LGBTQ equality will vary drastically in different regions, based on state politics, historical context, state legislative issues, and countless other factors. For example, in some regions it may be a major victory for advocates to kill negative legislation, while in other states, such legislation has no real chance of passing. The SEI strives to present a balanced view of the types of advocacy that occurs in different states around the country, as well as a factual record of the presence of statewide laws and policies that positively or negatively affect LGBTQ equality.

**Advocacy for statewide laws** and policies concerning LGBTQ equality will vary drastically in different regions, based on state politics, historical context, state legislative issues, and countless other factors.

# **ELIMINATION** OF LGBTQ PANIC DEFENSES FOR **CRIMINAL ACTS**

Bias-motivated crimes have occurred with alarming frequency across the United States. In particular, hate crimes targeting the LGBTQ community have increased over the last several years, with nearly 1 in 5 hate crimes motivated by anti-LGBTQ bias.<sup>1</sup> Incomplete data collection and underreporting mean that these troubling statistics are likely much worse than indicated.

Despite a growing awareness of anti-LGBTQ violence, courtrooms across the country have permitted the perpetrators of these crimes to mitigate responsibility for their actions by use of so-called LGBTQ"panic defenses," often referred to as gay and trans panic defenses.

In 1998 one of the men who murdered gay college student, Matthew Shepard, offered this defense when he was charged with luring Shepard from a bar, beating and robbing him, and leaving him critically injured tied to a fence. He argued that Shepard made a sexual

advance towards him, which caused him such emotional distress that he suffered from temporary insanity and could not be held accountable. Nearly two decades later, in the first case to charge a defendant for murder of a transgender person under the Matthew Shepard and James Byrd, Jr. Hate Crimes Prevention Act the defendant asserted a similar claim. Seventeen year old Mercedes Williamson was murdered by her romantic partner who told police that he "blacked out" when he discovered she was transgender. The court rejected this defense in both cases.

### WHAT ARE LGBTO PANIC DEFENSES?

Defendants offering this strategy to courts and juries argue that the victim instigated the attack by making a non-forcible romantic or sexual advance towards them. Defendants argue that they cannot be held wholly responsible for the violence because the advance caused them to enter a state of temporary insanity, the advance provoked violence, or the advance made them fear for their physical safety. When used successfully, these defenses may allow defendants to escape punishment for their crimes, either by having their charges or sentences reduced, or convictions avoided altogether.

The tactic relies heavily on stereotypes grounded in anti-LGBTQ prejudice to justify violence against LGBTQ individuals, and at present, has been used in nearly onehalf of the states.<sup>2</sup> While no state officially recognizes LGBTQ panic defenses as freestanding defenses to criminal liability, the arguments have been permitted in courtrooms across the country since the 1950s to bolster claims of insanity, self-defense, and provocation.<sup>3</sup>

### **USE OF THE DEFENSES IN COURT:**

As discussed above, these so-called defenses can be used in a number of ways.

Insanity: When used in conjunction with a defense of insanity or diminished capacity, LGBTQ panic claims argue that the defendant suffered a temporary ment breakdown as a result of an unwanted sexual advance from an LGBTQ victim or upon discovery of the victir sexual orientation or gender identity.4

Self-Defense: When used in conjunction with a selfdefense claim, LGBTQ panic claims argue that a defendant had reason to believe that the victim's sev orientation and/or gender identity placed them in danger of serious bodily harm.

#### **STATE LEGISLATIVE ACTION: ONLY A HANDFUL OF STATES HAVE PROHIBITED SO-CALLED LGBTQ "PANIC DEFENSES."**

Only eight states - California, Connecticut, Hawaii, Illinois, Maine, New York, Nevada, and Rhode Island have enacted legislation banning the use of LGBTQ panic claims as legal defenses in the courtroom. Out the eight, five of these bans were initiated in 2019.

Several others, including the District of Columbia, Massachusetts, Minnesota, New Jersey, New Mexico, Pennsylvania, Texas, and Washington, have introduced bills to prohibit this defense.

е	Provocation: When used in conjunction with provocation, LGBTQ panic defenses argue that the victim's non-
f	violent sexual advance was sufficiently provocative to induce the defendant to kill in the "heat of passion". $^{5}$
al ce m's kual	In each of these instances, jurors are asked to find that the victim's sexual orientation or gender identity contributed to the defendant's violent behavior. In doing so, they excuse harm done to LGBTQ individuals and send the message that violence committed against a person as a result of their sexual orientation or gender identity is acceptable.

_		
	of	

It is imperative that states continue to enact measures banning the use of LGBTQ panic defenses in the courtroom to end the legitimization of violence against LGBTQ people and ensure that all victims of violent crimes, regardless of sexual orientation or gender identity, and their families receive equal justice.

# ANTI-TRANSGENDER LEGISLATION

19

While anti-LGBTQ legislation is harmful to all, it particularly impacts the most marginalized and vulnerable within our community. The number of bills introduced that target the transgender community has been relentless and opponents of equality continue to find new ways to discriminate. This legislative session was no exception.

**TOTAL ANTI-TRANS BILLS** 

#### **SCORECARD |** ANTI-TRANSGENDER LEGISLATION





1

2

3

# NATIONAL STATS

#### **TOTAL STATES WITH NON-DISCRIMINATION PROTECTIONS\***

**FOR SEXUAL ORIENTATION** 

**FOR GENDER IDENTITY** 



















### **ALABAMA** HIGH PRIORITY TO ACHIEVE BASIC EQUALITY

#### **PARENTING LAWS**

Second Parent Adoption	
Surrogacy Laws	
Foster Care Non-Discrimination	
Foster Parent Training Required	
Parental Presumption for Same-Sex Couples	
Consent to Inseminate	
De Facto Parent Recognition	
Prohibition of Surrogacy	
Laws Permitting Discrimination in Adoption/Foster Placement	
HATE CRIMES & CRIMINAL JUSTICE LAWS	
Enumerated Hate Crimes Laws	
Mandatory Reporting of Hate Crimes Statistics	
Elimination of Bias Rage or Panic Defense for Criminal Acts	
Prohibiting Profiling Based on Actual or Perceived LGBTQ Status by Law Enforcement	
Sodomy Laws	

#### **NON-DISCRIMINATION LAWS**

Employment	
Housing	
Public Accommodations	
Education	
Adoption	
Foster Care	
Insurance	
Credit	
Jury Selection	
Colleges & Universities	
Non-Discrimination Policy for State Employees	
Restrictions on Municipal Protections	
Religious Exemptions in State Non-Discrimination Laws	

## RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION

State Religious Freedom Restoration Act	
Religious Exemptions for Professional Training/Practice	
First Amendment Defense Act	C

FOR MORE INFORMATION ABOUT CRITERIA OR THE SEI SCORING SYSTEM, PLEASE REFER TO **PAGE 28** OR VISIT **HRC.ORG/SEI**. FOR FEEDBACK REGARDING A PARTICULAR STATE'S SCORECARD, PLEASE EMAIL **SEI@HRC.ORG**.

No statewide law or policy

Statewide law or policy present

🛛 Not Applicable

sexual orientation only
 Statewide law or policy for gender identity only

Statewide law or policy for

No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

#### **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**



 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

48 | HRC.ORG/SEI

#### SCORECARD | STATE

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
Driver's Licenses	П
Birth Certificates	
Health Data Collection	
BRFSS	
YRBSS	
All-Gender Single Occupancy Facilities	
Laws Prohibiting Transgender People from Receiving Appropriate ID	
Transgender Exclusions in State Medicaid Coverage	

### ALASKA HIGH PRIORITY TO ACHIEVE BASIC EQUALITY

#### **PARENTING LAWS**

Second Parent Adoption	
Surrogacy Laws	
Foster Care Non-Discrimination	
Foster Parent Training Required	
Parental Presumption for Same-Sex Couples	
Consent to Inseminate	
De Facto Parent Recognition	
Prohibition of Surrogacy	
Laws Permitting Discrimination in Adoption/Foster Placement	
HATE CRIMES & CRIMINAL JUSTICE LAWS	
Enumerated Hate Crimes Laws	
Mandatory Reporting of Hate Crimes Statistics	
Elimination of Bias Rage or Panic Defense for Criminal Acts	
Prohibiting Profiling Based on Actual or Perceived LGBTQ Status by Law Enforcement	
Sodomy Laws	

HIV/AIDS Criminalization Laws

#### **NON-DISCRIMINATION LAWS**

	Employment	
	Housing	
	Public Accommodations	
	Education	
6	Adoption	
	Foster Care	
	Insurance	
	Credit	
	Jury Selection	
	Colleges & Universities	
	Non-Discrimination Policy for State Employees	
	Restrictions on Municipal Protections	
	Religious Exemptions in State Non-Discrimination Laws	
cs		

### RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION

State Religious Freedom Restoration Ac	t
Religious Exemptions for Professional Training/Practice	
First Amendment Defense Act	

FOR MORE INFORMATION ABOUT CRITERIA OR THE SEI SCORING SYSTEM, PLEASE REFER TO **PAGE 28** OR VISIT **HRC.ORG/SEI**. FOR FEEDBACK REGARDING A PARTICULAR STATE'S SCORECARD, PLEASE EMAIL **SEI@HRC.ORG**.

No statewide law or policy

Statewide law or policy presentNot Applicable

Statewide law or policy for gender identity only

Statewide law or policy for

sexual orientation only

No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

 $\Box$ 

#### **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### ANNUAL PROGRESS



'13

'09 '10 '11 '12

0

50 | HRC.ORG/SEI

#### SCORECARD | STATE

#### **HEALTH & SAFETY LAWS**

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
Driver's Licenses	
Birth Certificates	
Health Data Collection	
BRFSS	
YRBSS	
All-Gender Single Occupancy Facilities	
Laws Prohibiting Transgender People from Receiving Appropriate ID	
Transgender Exclusions in State Medicaid Coverage	



### ARIZONA **HIGH PRIORITY TO ACHIEVE BASIC EQUALITY**

#### **PARENTING LAWS**

Second Parent Adoption	
Surrogacy Laws	
Foster Care Non-Discrimination	
Foster Parent Training Required	
Parental Presumption for Same-Sex Couples	
Consent to Inseminate	
De Facto Parent Recognition	
Prohibition of Surrogacy	
Laws Permitting Discrimination in Adoption/Foster Placement	
HATE CRIMES & CRIMINAL JUSTICE LAWS	
CRIMINAL JUSTICE LAWS	
CRIMINAL JUSTICE LAWS	
CRIMINAL JUSTICE LAWS Enumerated Hate Crimes Laws Mandatory Reporting of Hate Crimes Statistics Elimination of Bias Rage or Panic Defense	
CRIMINAL JUSTICE LAWS Enumerated Hate Crimes Laws Mandatory Reporting of Hate Crimes Statistics Elimination of Bias Rage or Panic Defense for Criminal Acts Prohibiting Profiling Based on Actual or	

#### **NON-DISCRIMINATION LAWS**

	Employment	
	Housing	
	Public Accommodations	
	Education	
	Adoption	
	Foster Care	
	Insurance	
	Credit	
_	Jury Selection	
_	Colleges & Universities	
	Non-Discrimination Policy for State Employees	
	Restrictions on Municipal Protections	
	Religious Exemptions in State Non-Discrimination Laws	
	RELIGIOUS REFUSAL &	

### ELATIONSHIP RECOGNITION





No statewide law or policy

Statewide law or policy present

Not Applicable

sexual orientation only Statewide law or policy for gender identity only

Statewide law or policy for

No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

#### **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**



10 '09 '10 '11 '12 '13

#### SCORECARD | STATE

#### **HEALTH & SAFETY LAWS**

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
<ul> <li>Driver's Licenses</li> </ul>	
Birth Certificates	
Health Data Collection	
<ul> <li>BRFSS</li> </ul>	
YRBSS	
All-Gender Single Occupancy Facilities	
Laws Prohibiting Transgender People from Receiving Appropriate ID	
Transgender Exclusions in State Medicaid Coverage	



### ARKANSAS **HIGH PRIORITY TO ACHIEVE BASIC EQUALITY**

#### **PARENTING LAWS**

Second Parent Adoption		
Surrogacy Laws		
Foster Care Non-Discrimination		
Foster Parent Training Required		
Parental Presumption for Same-Sex Couples		
Consent to Inseminate		
De Facto Parent Recognition		
Prohibition of Surrogacy		
Laws Permitting Discrimination in Adoption/Foster Placement		
HATE CRIMES & CRIMINAL JUSTICE LAWS		
Enumerated Hate Crimes Laws		

Mandatory Reporting of Hate Crimes Statistics	
Elimination of Bias Rage or Panic Defense for Criminal Acts	
Prohibiting Profiling Based on Actual or Perceived LGBTQ Status by Law Enforcement	
Sodomy Laws	
HIV/AIDS Criminalization Laws	

#### **NON-DISCRIMINATION LAWS**

Employment	
Housing	
Public Accommodations	
Education	
Adoption	
Foster Care	
Insurance	
Credit	
Jury Selection	
Colleges & Universities	
Non-Discrimination Policy for State Employees	
Restrictions on Municipal Protections	
Religious Exemptions in State Non-Discrimination Laws	
RELATIONSHIP RECOGNITION	

### & RELIGIOUS REFUSAL LAWS

S	State Religious Freedom Restoration Act	
	Religious Exemptions for Professional Iraining/Practice	C
F	First Amendment Defense Act	C



No statewide law or policy Statewide law or policy present

Not Applicable

Statewide law or policy for sexual orientation only Statewide law or policy for

gender identity only

No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

#### **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**





 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

#### SCORECARD | STATE

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
Driver's Licenses	
Birth Certificates	
Health Data Collection	
BRFSS	
YRBSS	
All-Gender Single Occupancy Facilities	
Laws Prohibiting Transgender People from Receiving Appropriate ID	
Transgender Exclusions in State Medicaid Coverage	

### CALIFORNIA **WORKING TOWARD INNOVATIVE EQUALITY**

#### **PARENTING LAWS**

Surrogacy Laws
Sunogacy Laws
Foster Care Non-Discrimination
Foster Parent Training Required
Parental Presumption for Same-Sex Couples
Consent to Inseminate
De Facto Parent Recognition
Prohibition of Surrogacy
Laws Permitting Discrimination in Adoption/Foster Placement
HATE CRIMES & CRIMINAL JUSTICE LAWS

Enumerated Hate Crimes Laws	
Mandatory Reporting of Hate Crimes Statistics	
Elimination of Bias Rage or Panic Defense for Criminal Acts	
Prohibiting Profiling Based on Actual or Perceived LGBTQ Status by Law Enforcement	
Sodomy Laws	
HIV/AIDS Criminalization Laws	

#### **NON-DISCRIMINATION LAWS**



#### **RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION**





No statewide law or policy

Statewide law or policy present

Not Applicable

sexual orientation only Statewide law or policy for gender identity only

Statewide law or policy for

No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

#### **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**



 $\square$ 



#### SCORECARD | STATE

	LGBTQ Non-Discrimination Protections in ACA Exchanges	
	Transgender Healthcare Coverage	
	<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
	<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
	<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
	Name and Gender Marker Updates on Identification Documents	
	Driver's Licenses	
	Birth Certificates	
	Health Data Collection	
	BRFSS	
]	YRBSS	
)	All-Gender Single Occupancy Facilities	
]	Laws Prohibiting Transgender People from Receiving Appropriate ID	
)	Transgender Exclusions in State Medicaid Coverage	

### **COLORADO** WORKING TOWARD INNOVATIVE EQUALITY

#### **PARENTING LAWS**

Second Parent Adoption	
Surrogacy Laws	
Foster Care Non-Discrimination	
Foster Parent Training Required	
Parental Presumption for Same-Sex Couples	
Consent to Inseminate	
De Facto Parent Recognition	
Prohibition of Surrogacy	
Laws Permitting Discrimination in Adoption/Foster Placement	
HATE CRIMES & CRIMINAL JUSTICE LAWS	

Enumerated Hate Crimes Laws	
Mandatory Reporting of Hate Crimes Statistics	
Elimination of Bias Rage or Panic Defense for Criminal Acts	
Prohibiting Profiling Based on Actual or Perceived LGBTQ Status by Law Enforcement	
Sodomy Laws	
HIV/AIDS Criminalization Laws	

#### **NON-DISCRIMINATION LAWS**

	Employment	
	Housing	
	Public Accommodations	
	Education	
S	Adoption	
	Foster Care	
	Insurance	
	Credit	
	Jury Selection	
	Colleges & Universities	
	Non-Discrimination Policy for State Employees	
	Restrictions on Municipal Protections	
	Religious Exemptions in State Non-Discrimination Laws	

## RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION





Statewide law or policy for

sexual orientation only

No statewide law or policy

Statewide law or policy presentNot Applicable

- Statewide law or policy for gender identity only
- No statewide law or policy for sexual orientation or gender identity
- Statewide law or policy for both sexual orientation and gender identity

#### **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**



 $\square$ 

#### SCORECARD | STATE

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
Driver's Licenses	
Birth Certificates	
Health Data Collection	
BRFSS	
YRBSS	
All-Gender Single Occupancy Facilities	
Laws Prohibiting Transgender People from Receiving Appropriate ID	
Transgender Exclusions in State Medicaid Coverage	

### CONNECTICUT WORKING TOWARD INNOVATIVE EQUALITY

#### **PARENTING LAWS**

HATE CRIMES & CRIMINAL JUSTICE LAWS		
Laws Permitting Discrimination in Adoption/Foster Placement		
Prohibition of Surrogacy		
De Facto Parent Recognition		
Consent to Inseminate		
Parental Presumption for Same-Sex Couples		
Foster Parent Training Required		
Foster Care Non-Discrimination		
Surrogacy Laws		
Second Parent Adoption		

Enumerated Hate Crimes Laws	
Mandatory Reporting of Hate Crimes Statistics	
Elimination of Bias Rage or Panic Defense for Criminal Acts	
Prohibiting Profiling Based on Actual or Perceived LGBTQ Status by Law Enforcement	
Sodomy Laws	(
HIV/AIDS Criminalization Laws	(

#### **NON-DISCRIMINATION LAWS**



## RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION



FOR MORE INFORMATION ABOUT CRITERIA OR THE SEI SCORING SYSTEM, PLEASE REFER TO **PAGE 28** OR VISIT **HRC.ORG/SEI**. FOR FEEDBACK REGARDING A PARTICULAR STATE'S SCORECARD, PLEASE EMAIL **SEI@HRC.ORG**.

No statewide law or policy

Statewide law or policy present

🛛 Not Applicable

Statewide law or policy for gender identity only

Statewide law or policy for

No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

#### **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**



 $\square$ 

 $\square$ 



#### SCORECARD | STATE

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
Driver's Licenses	
Birth Certificates	i
Health Data Collection	
BRFSS	
YRBSS	
All-Gender Single Occupancy Facilities	(
Laws Prohibiting Transgender People from Receiving Appropriate ID	(
Transgender Exclusions in State Medicaid Coverage	(
U U	

### DELAWARE WORKING TOWARD INNOVATIVE EQUALITY

#### **PARENTING LAWS**

Second Parent Adoption
Surrogacy Laws
Foster Care Non-Discrimination
Foster Parent Training Required
Parental Presumption for Same-Sex Couples
Consent to Inseminate
De Facto Parent Recognition
Prohibition of Surrogacy
Laws Permitting Discrimination in Adoption/Foster Placement
HATE CRIMES & CRIMINAL JUSTICE LAWS

Enumerated Hate Crimes Laws	
Mandatory Reporting of Hate Crimes Statistics	
Elimination of Bias Rage or Panic Defense for Criminal Acts	
Prohibiting Profiling Based on Actual or Perceived LGBTQ Status by Law Enforcement	
Sodomy Laws	
HIV/AIDS Criminalization Laws	

#### **NON-DISCRIMINATION LAWS**

Employment	
Housing	
Public Accommodations	
Education	
Adoption	
Foster Care	
Insurance	
Credit	
Jury Selection	
Colleges & Universities	
Non-Discrimination Policy for State Employees	
Restrictions on Municipal Protections	
Religious Exemptions in State Non-Discrimination Laws	

#### **RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION**





No statewide law or policy

Statewide law or policy present

Not Applicable

sexual orientation only Statewide law or policy for gender identity only

Statewide law or policy for

No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

#### **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**



 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 



#### SCORECARD | STATE

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
Driver's Licenses	
Birth Certificates	
Health Data Collection	
BRFSS	
YRBSS	
All-Gender Single Occupancy Facilities	C
Laws Prohibiting Transgender People from Receiving Appropriate ID	C
Transgender Exclusions in State Medicaid Coverage	C

# **DISTRICT OF COLUMBIA**

**WORKING TOWARD INNOVATIVE EQUALITY** 

#### **PARENTING LAWS**

HATE CRIMES & CRIMINAL JUSTICE LAWS		
Laws Permitting Discrimination in Adoption/Foster Placement		
Prohibition of Surrogacy		
De Facto Parent Recognition		
Consent to Inseminate		
Parental Presumption for Same-Sex Couple		
Foster Parent Training Required		
Foster Care Non-Discrimination		
Surrogacy Laws		
Second Parent Adoption		

Enumerated Hate Crimes Laws	
Mandatory Reporting of Hate Crimes Statistics	
Elimination of Bias Rage or Panic Defense for Criminal Acts	
Prohibiting Profiling Based on Actual or Perceived LGBTQ Status by Law Enforcement	
Sodomy Laws	
HIV/AIDS Criminalization Laws	

#### **NON-DISCRIMINATION LAWS**

	Employment	
	Housing	
	Public Accommodations	
	Education	
es	Adoption	
	Foster Care	
	Insurance	
	Credit	
	Jury Selection	
Ĺ	Colleges & Universities	
	Non-Discrimination Policy for State Employees	
	Restrictions on Municipal Protections	
	Religious Exemptions in State Non-Discrimination Laws	

#### **RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION**





No statewide law or policy

Statewide law or policy present

Not Applicable

sexual orientation only Statewide law or policy for gender identity only

Statewide law or policy for

No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

#### **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**



 $\square$ 



#### SCORECARD | STATE

	LGBTQ Non-Discrimination Protections in ACA Exchanges	
	Transgender Healthcare Coverage	
	<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
	<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
	<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
	Name and Gender Marker Updates on Identification Documents	
	Driver's Licenses	
	Birth Certificates	
	Health Data Collection	
	<ul> <li>BRFSS</li> </ul>	
)	YRBSS	
)	All-Gender Single Occupancy Facilities	
)	Laws Prohibiting Transgender People from Receiving Appropriate ID	
)	Transgender Exclusions in State Medicaid Coverage	

### **FLORIDA HIGH PRIORITY TO ACHIEVE BASIC EQUALITY**

#### **PARENTING LAWS**

Second Parent Adoption		
Surrogacy Laws		
Foster Care Non-Discrimination		
Foster Parent Training Required		
Parental Presumption for Same-Sex Couples		
Consent to Inseminate		
De Facto Parent Recognition		
Prohibition of Surrogacy		
Laws Permitting Discrimination in Adoption/Foster Placement		
HATE CRIMES & CRIMINAL JUSTICE LAWS		
Enumerated Hate Crimes Laws		

Mandatory Reporting of Hate Crimes Statistics	
Elimination of Bias Rage or Panic Defense for Criminal Acts	
Prohibiting Profiling Based on Actual or Perceived LGBTQ Status by Law Enforcement	
Sodomy Laws	
HIV/AIDS Criminalization Laws	

#### **NON-DISCRIMINATION LAWS**

.

Employment	
Housing	
Public Accommodations	
Education	
Adoption	
Foster Care	
Insurance	
Credit	
Jury Selection	
Colleges & Universities	
Non-Discrimination Policy for State Employees	
Restrictions on Municipal Protections	
Religious Exemptions in State Non-Discrimination Laws	

#### **RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION**



FOR MORE INFORMATION ABOUT CRITERIA OR THE SEI SCORING SYSTEM, PLEASE REFER TO PAGE 28 OR VISIT HRC.ORG/SEI. FOR FEEDBACK REGARDING A PARTICULAR STATE'S SCORECARD, PLEASE EMAIL SEI@HRC.ORG.

No statewide law or policy Statewide law or policy for Statewide law or policy present

Not Applicable

- sexual orientation only Statewide law or policy for gender identity only
- No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

#### **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**



 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

66 | HRC.ORG/SEI

#### SCORECARD | STATE

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
Driver's Licenses	
Birth Certificates	
Health Data Collection	
BRFSS	
YRBSS	
All-Gender Single Occupancy Facilities	
Laws Prohibiting Transgender People from Receiving Appropriate ID	
Transgender Exclusions in State Medicaid Coverage	

### **GEORGIA** HIGH PRIORITY TO ACHIEVE BASIC EQUALITY

#### **PARENTING LAWS**

Second Parent Adoption	(
Surrogacy Laws	(
Foster Care Non-Discrimination	(
Foster Parent Training Required	(
Parental Presumption for Same-Sex Couples	(
Consent to Inseminate	(
De Facto Parent Recognition	(
Prohibition of Surrogacy	(
Laws Permitting Discrimination in Adoption/Foster Placement	(
HATE CRIMES & CRIMINAL JUSTICE LAWS	
Enumerated Hate Crimes Laws	
Mandatory Reporting of Hate Crimes Statistics	

#### **NON-DISCRIMINATION LAWS**

Employment	
Housing	
Public Accommodations	
Education	
Adoption	
Foster Care	
Insurance	
Credit	
Jury Selection	
Colleges & Universities	
Non-Discrimination Policy for State Employees	
Restrictions on Municipal Protections	
Religious Exemptions in State Non-Discrimination Laws	

## RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION

State Religious Freedom Restoration Act	
Religious Exemptions for Professional Training/Practice	
First Amendment Defense Act	

FOR MORE INFORMATION ABOUT CRITERIA OR THE SEI SCORING SYSTEM, PLEASE REFER TO **PAGE 28** OR VISIT **HRC.ORG/SEI**. FOR FEEDBACK REGARDING A PARTICULAR STATE'S SCORECARD, PLEASE EMAIL **SEI@HRC.ORG**.

No statewide law or policy
 Statewide law or policy present

Elimination of Bias Rage or Panic Defense

Prohibiting Profiling Based on Actual or

HIV/AIDS Criminalization Laws

Perceived LGBTQ Status by Law Enforcement

for Criminal Acts

Sodomy Laws

Not Applicable

sexual orientation only Statewide law or policy for gender identity only

Statewide law or policy for

 $\square$ 

No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

#### **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**



 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

#### SCORECARD | STATE

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
Driver's Licenses	
Birth Certificates	
Health Data Collection	
BRFSS	
YRBSS	
All-Gender Single Occupancy Facilities	
Laws Prohibiting Transgender People from Receiving Appropriate ID	
Transgender Exclusions in State Medicaid Coverage	


#### **PARENTING LAWS**

Second Parent Adoption
Surrogacy Laws
Foster Care Non-Discrimination
Foster Parent Training Required
Parental Presumption for Same-Sex Couples
Consent to Inseminate
De Facto Parent Recognition
Prohibition of Surrogacy
Laws Permitting Discrimination in Adoption/Foster Placement
HATE CRIMES & CRIMINAL JUSTICE LAWS
Enumerated Hate Crimes Laws
Mandatory Reporting of Hate Crimes Statistics

Elimination of Bias Rage or Panic Defense for Criminal Acts

Prohibiting Profiling Based on Actual or Perceived LGBTQ Status by Law Enforcement Sodomy Laws

HIV/AIDS Criminalization Laws

#### **NON-DISCRIMINATION LAWS**

Employment	
Housing	
Public Accommodations	
Education	
Adoption	
Foster Care	
Insurance	
Credit	
Jury Selection	
Colleges & Universities	
Non-Discrimination Policy for State Employees	
Restrictions on Municipal Protections	
Religious Exemptions in State Non-Discrimination Laws	

# RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION



FOR MORE INFORMATION ABOUT CRITERIA OR THE SEI SCORING SYSTEM, PLEASE REFER TO **PAGE 28** OR VISIT **HRC.ORG/SEI**. FOR FEEDBACK REGARDING A PARTICULAR STATE'S SCORECARD, PLEASE EMAIL **SEI@HRC.ORG**.

No statewide law or policy

Statewide law or policy present

🛛 Not Applicable

sexual orientation only Statewide law or policy for gender identity only

Statewide law or policy for

No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

## **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**



 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

70 | HRC.ORG/SEI

#### SCORECARD | STATE

LGBTO Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
Driver's Licenses	
Birth Certificates	
Health Data Collection	
BRFSS	
YRBSS	
All-Gender Single Occupancy Facilities	
Laws Prohibiting Transgender People from Receiving Appropriate ID	
Transgender Exclusions in State Medicaid Coverage	

# IDAHO **HIGH PRIORITY TO ACHIEVE BASIC EQUALITY**

#### **PARENTING LAWS**

Mandatory Reporting of Hate Crimes Statistics	
Enumerated Hate Crimes Laws	
HATE CRIMES & CRIMINAL JUSTICE LAWS	
Laws Permitting Discrimination in Adoption/Foster Placement	
Prohibition of Surrogacy	
De Facto Parent Recognition	
Consent to Inseminate	
Parental Presumption for Same-Sex Couples	
Foster Parent Training Required	
Foster Care Non-Discrimination	
Surrogacy Laws	
Second Parent Adoption	

# **NON-DISCRIMINATION LAWS**

Employment	
Housing	
Public Accommodations	
Education	
Adoption	
Foster Care	
Insurance	
Credit	
Jury Selection	
Colleges & Universities	
Non-Discrimination Policy for State Employees	
Restrictions on Municipal Protections	
Religious Exemptions in State Non-Discrimination Laws	

#### **RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION**

)	State Religious Freedom Restoration Act	
	Religious Exemptions for Professional Training/Practice	
	First Amendment Defense Act	

FOR MORE INFORMATION ABOUT CRITERIA OR THE SEI SCORING SYSTEM, PLEASE REFER TO PAGE 28 OR VISIT HRC.ORG/SEI. FOR FEEDBACK REGARDING A PARTICULAR STATE'S SCORECARD, PLEASE EMAIL SEI@HRC.ORG.

No statewide law or policy Statewide law or policy for Statewide law or policy present

Elimination of Bias Rage or Panic Defense

Prohibiting Profiling Based on Actual or

HIV/AIDS Criminalization Laws

Perceived LGBTQ Status by Law Enforcement

for Criminal Acts

Sodomy Laws

Not Applicable

sexual orientation only Statewide law or policy for gender identity only

 $\square$ 

No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

#### **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**



 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

72 | HRC.ORG/SEI

#### SCORECARD | STATE

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
Driver's Licenses	
Birth Certificates	
Health Data Collection	
BRFSS	
YRBSS	
All-Gender Single Occupancy Facilities	
Laws Prohibiting Transgender People from Receiving Appropriate ID	
Transgender Exclusions in State Medicaid Coverage	

# ILLINOIS **WORKING TOWARD INNOVATIVE EQUALITY**

## **PARENTING LAWS**

HATE CRIMES & CRIMINAL JUSTICE LAWS
Laws Permitting Discrimination in Adoption/Foster Placement
Prohibition of Surrogacy
De Facto Parent Recognition
Consent to Inseminate
Parental Presumption for Same-Sex Couples
Foster Parent Training Required
Foster Care Non-Discrimination
Surrogacy Laws
Second Parent Adoption

C

# **NON-DISCRIMINATION LAWS**

ples	Employment	
	Housing	
	Public Accommodations	
	Education	
ples	Adoption	
	Foster Care	
	Insurance	
	Credit	
	Jury Selection	
	Colleges & Universities	
	Non-Discrimination Policy for State Employees	
6	Restrictions on Municipal Protections	
(	Religious Exemptions in State Non-Discrimination Laws	

#### **RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION**



FOR MORE INFORMATION ABOUT CRITERIA OR THE SEI SCORING SYSTEM, PLEASE REFER TO PAGE 28 OR VISIT HRC.ORG/SEI. FOR FEEDBACK REGARDING A PARTICULAR STATE'S SCORECARD, PLEASE EMAIL SEI@HRC.ORG.

No statewide law or policy Statewide law or policy for Statewide law or policy present

Not Applicable

sexual orientation only Statewide law or policy for gender identity only

No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

## **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**



 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

#### SCORECARD | STATE

LGBTQ Non-Discrimination Pro	otections in
Transgender Healthcare Covera	ge
<ul> <li>Ban on Insurance Exclusi for Trans Healthcare</li> </ul>	ons
<ul> <li>Transgender Healthcare I in State Medicaid</li> </ul>	nclusion
<ul> <li>Trans Inclusive Health Be for State Employees</li> </ul>	nefits
Name and Gender Marker Upda on Identification Documents	ates
<ul> <li>Driver's Licenses</li> </ul>	
<ul> <li>Birth Certificates</li> </ul>	
Health Data Collection	
<ul> <li>BRFSS</li> </ul>	
YRBSS	
All-Gender Single Occupancy F	Facilities
Laws Prohibiting Transgender P Receiving Appropriate ID	eople from
Transgender Exclusions in State Medicaid Coverage	

# INDIANA **HIGH PRIORITY TO ACHIEVE BASIC EQUALITY**

## **PARENTING LAWS**

Second Parent Adoption	
Surrogacy Laws	
Foster Care Non-Discrimination	
Foster Parent Training Required	
Parental Presumption for Same-Sex Couples	
Consent to Inseminate	
De Facto Parent Recognition	
Prohibition of Surrogacy	
Laws Permitting Discrimination in Adoption/Foster Placement	
HATE CRIMES & CRIMINAL JUSTICE LAWS	
Enumerated Hate Crimes Laws	
Mandatory Reporting of Hate Crimes Statistics	
Elimination of Bias Rage or Panic Defense for Criminal Acts	
Prohibiting Profiling Based on Actual or Perceived LGBTQ Status by Law Enforcement	
Sodomy Laws	
HIV/AIDS Criminalization Laws	

# **NON-DISCRIMINATION LAWS**

	Employment	
	Housing	
	Public Accommodations	
	Education	
	Adoption	
	Foster Care	
	Insurance	
	Credit	
	Jury Selection	
	Colleges & Universities	
	Non-Discrimination Policy for State Employees	
	Restrictions on Municipal Protections	
	Religious Exemptions in State Non-Discrimination Laws	
CS	<b>RELIGIOUS REFUSAL &amp;</b>	

# RELATIONSHIP RECOGNITION

State Religious Freedom Restoration Act	
Religious Exemptions for Professional Training/Practice	
First Amendment Defense Act	



No statewide law or policy

Statewide law or policy present

Not Applicable

sexual orientation only Statewide law or policy for gender identity only

Statewide law or policy for

- No statewide law or policy for sexual orientation or gender identity
- Statewide law or policy for both sexual orientation and gender identity

#### **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 



#### SCORECARD | STATE

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
Driver's Licenses	
Birth Certificates	
Health Data Collection	
BRFSS	
YRBSS	
All-Gender Single Occupancy Facilities	
Laws Prohibiting Transgender People from Receiving Appropriate ID	
Transgender Exclusions in State Medicaid Coverage	



#### **PARENTING LAWS**

HATE CRIMES & CRIMINAL JUSTICE LAWS
Laws Permitting Discrimination in Adoption/Foster Placement
Prohibition of Surrogacy
De Facto Parent Recognition
Consent to Inseminate
Parental Presumption for Same-Sex Couples
Foster Parent Training Required
Foster Care Non-Discrimination
Surrogacy Laws
Second Parent Adoption

numerated Hate Crimes Laws	Relig Non
Aandatory Reporting of Hate Crimes Statistics	RE
Elimination of Bias Rage or Panic Defense or Criminal Acts	RE
Prohibiting Profiling Based on Actual or Perceived LGBTQ Status by Law Enforcement	State
odomy Laws	Reliç Trair
IV/AIDS Criminalization Laws	First

#### **NON-DISCRIMINATION LAWS**

Employment	
Housing	
Public Accommodations	
Education	
Adoption	
Foster Care	
Insurance	
Credit	
Jury Selection	
Colleges & Universities	
Non-Discrimination Policy for State Employees	
Restrictions on Municipal Protections	
Religious Exemptions in State Non-Discrimination Laws	

# RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION



FOR MORE INFORMATION ABOUT CRITERIA OR THE SEI SCORING SYSTEM, PLEASE REFER TO **PAGE 28** OR VISIT **HRC.ORG/SEI**. FOR FEEDBACK REGARDING A PARTICULAR STATE'S SCORECARD, PLEASE EMAIL **SEI@HRC.ORG**.

No statewide law or policy

Statewide law or policy present

🛛 Not Applicable

Statewide law or policy for gender identity only

Statewide law or policy for

No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

#### **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**



 $\square$ 

 $\square$ 

 $\square$ 

#### SCORECARD | STATE

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
Driver's Licenses	
Birth Certificates	
Health Data Collection	
BRFSS	
YRBSS	
All-Gender Single Occupancy Facilities	
Laws Prohibiting Transgender People from Receiving Appropriate ID	
Transgender Exclusions in State Medicaid Coverage	

# **KANSAS HIGH PRIORITY TO ACHIEVE BASIC EQUALITY**

#### **PARENTING LAWS**

Second Parent Adoption	
Surrogacy Laws	
Foster Care Non-Discrimination	
Foster Parent Training Required	
Parental Presumption for Same-Sex Couples	
Consent to Inseminate	
De Facto Parent Recognition	
Prohibition of Surrogacy	
Laws Permitting Discrimination in Adoption/Foster Placement	
HATE CRIMES & CRIMINAL JUSTICE LAWS	
HATE CRIMES &	
HATE CRIMES & CRIMINAL JUSTICE LAWS	
HATE CRIMES & CRIMINAL JUSTICE LAWS Enumerated Hate Crimes Laws	
HATE CRIMES & CRIMINAL JUSTICE LAWS Enumerated Hate Crimes Laws Mandatory Reporting of Hate Crimes Statistics Elimination of Bias Rage or Panic Defense	
HATE CRIMES & CRIMINAL JUSTICE LAWS Enumerated Hate Crimes Laws Mandatory Reporting of Hate Crimes Statistics Elimination of Bias Rage or Panic Defense for Criminal Acts Prohibiting Profiling Based on Actual or	

# **NON-DISCRIMINATION LAWS**

	Employment	
	Housing	
	Public Accommodations	
	Education	
	Adoption	
	Foster Care	
	Insurance	
	Credit	
	Jury Selection	
-	Colleges & Universities	
	Non-Discrimination Policy for State Employees	
	Restrictions on Municipal Protections	
	Religious Exemptions in State Non-Discrimination Laws	

#### **RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION**

State Religious Freedom Restoration Act	
Religious Exemptions for Professional Training/Practice	
First Amendment Defense Act	



No statewide law or policy

Statewide law or policy present Not Applicable

sexual orientation only Statewide law or policy for gender identity only

Statewide law or policy for

No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

## **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**





 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

80 | HRC.ORG/SEI

#### SCORECARD | STATE

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
Driver's Licenses	
Birth Certificates	
Health Data Collection	
BRFSS	
YRBSS	
All-Gender Single Occupancy Facilities	
Laws Prohibiting Transgender People from Receiving Appropriate ID	
Transgender Exclusions in State Medicaid Coverage	

# KENTUCKY HIGH PRIORITY TO ACHIEVE BASIC EQUALITY

#### **PARENTING LAWS**

Second Parent Adoption	E
Surrogacy Laws	ł
Foster Care Non-Discrimination	F
Foster Parent Training Required	E
Parental Presumption for Same-Sex Couples	/
Consent to Inseminate	F
De Facto Parent Recognition	I
Prohibition of Surrogacy	(
Laws Permitting Discrimination in Adoption/Foster Placement	ן (
HATE CRIMES & CRIMINAL JUSTICE LAWS	r F
Enumerated Hate Crimes Laws	F
Mandatory Reporting of Hate Crimes Statistics	
Elimination of Bias Rage or Panic Defense for Criminal Acts	
Prohibiting Profiling Based on Actual or Perceived LGBTQ Status by Law Enforcement	5

## NON-DISCRIMINATION LAWS

<b>RELIGIOUS REFUSAL &amp;</b>	
Religious Exemptions in State Non-Discrimination Laws	
 Restrictions on Municipal Protections	
Non-Discrimination Policy for State Employees	
Colleges & Universities	
Jury Selection	
Credit	
Insurance	
Foster Care	
Adoption	
Education	
Public Accommodations	
Housing	
Employment	

#### RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION

State Religious Freedom Restoration Act	
Religious Exemptions for Professional Training/Practice	
First Amendment Defense Act	

FOR MORE INFORMATION ABOUT CRITERIA OR THE SEI SCORING SYSTEM, PLEASE REFER TO **PAGE 28** OR VISIT **HRC.ORG/SEI**. FOR FEEDBACK REGARDING A PARTICULAR STATE'S SCORECARD, PLEASE EMAIL **SEI@HRC.ORG**.

No statewide law or policy
 Statewide law or policy present

Not Applicable

HIV/AIDS Criminalization Laws

sexual orientation only
Statewide law or policy for gender identity only

No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

## **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**



 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

82 | HRC.ORG/SEI

Sodomy Laws

#### SCORECARD | STATE

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
Driver's Licenses	П
<ul> <li>Birth Certificates</li> </ul>	
Health Data Collection	
BRFSS	
YRBSS	
All-Gender Single Occupancy Facilities	
Laws Prohibiting Transgender People from Receiving Appropriate ID	
Transgender Exclusions in State Medicaid Coverage	

# LOUISIANA **HIGH PRIORITY TO ACHIEVE BASIC EQUALITY**

#### **PARENTING LAWS**

Second Parent Adoption	
Surrogacy Laws	
Foster Care Non-Discrimination	
Foster Parent Training Required	
Parental Presumption for Same-Sex Couples	
Consent to Inseminate	
De Facto Parent Recognition	
Prohibition of Surrogacy	
Laws Permitting Discrimination in Adoption/Foster Placement	
HATE CRIMES & CRIMINAL JUSTICE LAWS	
Enumerated Hate Crimes Laws	
Mandatory Reporting of Hate Crimes Statistics	
Elimination of Bias Rage or Panic Defense	

for Criminal Acts Prohibiting Profiling Based on Actual or

Perceived LGBTQ Status by Law Enforcement Sodomy Laws

HIV/AIDS Criminalization Laws

## **NON-DISCRIMINATION LAWS**

Employment	
Housing	
Public Accommodations	
Education	
Adoption	
Foster Care	
Insurance	
Credit	
Jury Selection	
Colleges & Universities	
Non-Discrimination Policy for State Employees	
Restrictions on Municipal Protections	
Religious Exemptions in State Non-Discrimination Laws	

#### **RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION**



FOR MORE INFORMATION ABOUT CRITERIA OR THE SEI SCORING SYSTEM, PLEASE REFER TO PAGE 28 OR VISIT HRC.ORG/SEI. FOR FEEDBACK REGARDING A PARTICULAR STATE'S SCORECARD, PLEASE EMAIL SEI@HRC.ORG.

No statewide law or policy

Statewide law or policy present

Not Applicable

sexual orientation only Statewide law or policy for gender identity only

Statewide law or policy for

No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

## **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**



 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 



#### SCORECARD | STATE

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
Driver's Licenses	
Birth Certificates	
Health Data Collection	
BRFSS	
YRBSS	
All-Gender Single Occupancy Facilities	
Laws Prohibiting Transgender People from Receiving Appropriate ID	
Transgender Exclusions in State Medicaid Coverage	



#### **PARENTING LAWS**

Second Parent Adoption
Surrogacy Laws
Foster Care Non-Discrimination
Foster Parent Training Required
Parental Presumption for Same-Sex Couples
Consent to Inseminate
De Facto Parent Recognition
Prohibition of Surrogacy
Laws Permitting Discrimination in Adoption/Foster Placement
HATE CRIMES & CRIMINAL JUSTICE LAWS
Enumerated Hate Crimes Laws

Elimination of Bias Rage or Panic Defense

Prohibiting Profiling Based on Actual or

HIV/AIDS Criminalization Laws

Perceived LGBTQ Status by Law Enforcement

for Criminal Acts

Sodomy Laws

## **NON-DISCRIMINATION LAWS**

Second Parent Adoption	Employment	
Surrogacy Laws	Housing	
Foster Care Non-Discrimination	Public Accommodations	
Foster Parent Training Required	Education	
Parental Presumption for Same-Sex Couples	Adoption	
Consent to Inseminate	Foster Care	
De Facto Parent Recognition	Insurance	
Prohibition of Surrogacy	Credit	
Laws Permitting Discrimination in	Jury Selection	
Adoption/Foster Placement	Colleges & Universities	
HATE CRIMES &	Non-Discrimination Policy for State Employees	
CRIMINAL JUSTICE LAWS	Restrictions on Municipal Protections	
Enumerated Hate Crimes Laws	Religious Exemptions in State Non-Discrimination Laws	
Mandatory Reporting of Hate Crimes Statistics		

#### **RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION**





No statewide law or policy

Statewide law or policy present

Not Applicable

sexual orientation only Statewide law or policy for gender identity only

Statewide law or policy for

No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

# **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**





 $\square$ 

 $\square$ 

#### SCORECARD | STATE

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
Driver's Licenses	
Birth Certificates	
Health Data Collection	
BRFSS	
YRBSS	
All-Gender Single Occupancy Facilities	
Laws Prohibiting Transgender People from Receiving Appropriate ID	
Transgender Exclusions in State Medicaid Coverage	

# **MARYLAND** WORKING TOWARD INNOVATIVE EQUALITY

#### **PARENTING LAWS**

Second Parent Adoption
Surrogacy Laws
Foster Care Non-Discrimination
Foster Parent Training Required
Parental Presumption for Same-Sex Couples
Consent to Inseminate
De Facto Parent Recognition
Prohibition of Surrogacy
Laws Permitting Discrimination in Adoption/Foster Placement
HATE CRIMES & CRIMINAL JUSTICE LAWS
Enumerated Hate Crimes Laws

Mano	datory Reporting of Hate Crimes Statistics	
	nation of Bias Rage or Panic Defense criminal Acts	
	ibiting Profiling Based on Actual or eived LGBTQ Status by Law Enforcement	C
Sodo	my Laws	
HIVZ	AIDS Criminalization Laws	

# **NON-DISCRIMINATION LAWS**

Employment	
Housing	
Public Accommodations	
Education	
Adoption	
Foster Care	
Insurance	
Credit	
Jury Selection	
Colleges & Universities	
Non-Discrimination Policy for State Employees	
Restrictions on Municipal Protections	
Religious Exemptions in State Non-Discrimination Laws	

# RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION



FOR MORE INFORMATION ABOUT CRITERIA OR THE SEI SCORING SYSTEM, PLEASE REFER TO **PAGE 28** OR VISIT **HRC.ORG/SEI**. FOR FEEDBACK REGARDING A PARTICULAR STATE'S SCORECARD, PLEASE EMAIL **SEI@HRC.ORG**.

No statewide law or policy

Statewide law or policy present

🛛 Not Applicable

Statewide law or policy for gender identity only

Statewide law or policy for

No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

## **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**



 $\square$ 

88 | HRC.ORG/SEI

#### SCORECARD | STATE

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
<ul> <li>Driver's Licenses</li> </ul>	
Birth Certificates	
Health Data Collection	
<ul> <li>BRFSS</li> </ul>	
YRBSS	
All-Gender Single Occupancy Facilities	
Laws Prohibiting Transgender People from Receiving Appropriate ID	
Transgender Exclusions in State Medicaid Coverage	

# MASSACHUSETTS WORKING TOWARD INNOVATIVE EQUALITY

#### **PARENTING LAWS**

# Second Parent Adoption Surrogacy Laws Foster Care Non-Discrimination Foster Parent Training Required Parental Presumption for Same-Sex Couples Consent to Inseminate De Facto Parent Recognition Prohibition of Surrogacy Laws Permitting Discrimination in Adoption/Foster Placement HATE CRIMES & CRIMINAL JUSTICE LAWS

Mandatory Reporting of Hate Crimes Statistics	
Elimination of Bias Rage or Panic Defense for Criminal Acts	
Prohibiting Profiling Based on Actual or Perceived LGBTQ Status by Law Enforcement	
Sodomy Laws	1
HIV/AIDS Criminalization Laws	

**Enumerated Hate Crimes Laws** 

## **NON-DISCRIMINATION LAWS**

	Employment	
	Housing	
	Public Accommodations	
	Education	
s	Adoption	
	Foster Care	
	Insurance	
	Credit	
	Jury Selection	
	Colleges & Universities	
	Non-Discrimination Policy for State Employees	
	Restrictions on Municipal Protections	
	Religious Exemptions in State Non-Discrimination Laws	

# RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION





No statewide law or policy

Statewide law or policy presentNot Applicable

sexual orientation only
 Statewide law or policy for gender identity only

Statewide law or policy for

No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

## **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

## **ANNUAL PROGRESS**



 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

#### SCORECARD | STATE

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
Driver's Licenses	
<ul> <li>Birth Certificates</li> </ul>	
Health Data Collection	
BRFSS	
YRBSS	
All-Gender Single Occupancy Facilities	
Laws Prohibiting Transgender People from Receiving Appropriate ID	
Transgender Exclusions in State Medicaid Coverage	

# MICHIGAN **HIGH PRIORITY TO ACHIEVE BASIC EQUALITY**

#### **PARENTING LAWS**

Second Parent Adoption	
Surrogacy Laws	
Foster Care Non-Discrimination	
Foster Parent Training Required	
Parental Presumption for Same-Sex Couples	
Consent to Inseminate	
De Facto Parent Recognition	
Prohibition of Surrogacy	
Laws Permitting Discrimination in Adoption/Foster Placement	
Adoption/1 oster 1 lacement	
HATE CRIMES & CRIMINAL JUSTICE LAWS	
HATE CRIMES &	
HATE CRIMES & CRIMINAL JUSTICE LAWS	
HATE CRIMES & CRIMINAL JUSTICE LAWS Enumerated Hate Crimes Laws	
HATE CRIMES & CRIMINAL JUSTICE LAWS Enumerated Hate Crimes Laws Mandatory Reporting of Hate Crimes Statistics Elimination of Bias Rage or Panic Defense	
HATE CRIMES & CRIMINAL JUSTICE LAWS Enumerated Hate Crimes Laws Mandatory Reporting of Hate Crimes Statistics Elimination of Bias Rage or Panic Defense for Criminal Acts Prohibiting Profiling Based on Actual or	

## **NON-DISCRIMINATION LAWS**

Employment	
Housing	
Public Accommodations	
Education	
Adoption	
Foster Care	
Insurance	
Credit	
Jury Selection	
Colleges & Universities	
Non-Discrimination Policy for State Employees	
Restrictions on Municipal Protections	
Religious Exemptions in State Non-Discrimination Laws	
RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION	





No statewide law or policy

Statewide law or policy present Not Applicable

Statewide law or policy for sexual orientation only Statewide law or policy for

gender identity only

No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

#### **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**





 $\square$ 

 $\square$ 

 $\square$ 

92 | HRC.ORG/SEI

#### SCORECARD | STATE

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
Driver's Licenses	
Birth Certificates	
Health Data Collection	
BRFSS	
YRBSS	
All-Gender Single Occupancy Facilities	
Laws Prohibiting Transgender People from Receiving Appropriate ID	
Transgender Exclusions in State Medicaid Coverage	

# **MINNESOTA** WORKING TOWARD INNOVATIVE EQUALITY

#### **PARENTING LAWS**

Second Parent Adoption
Surrogacy Laws
Foster Care Non-Discrimination
Foster Parent Training Required
Parental Presumption for Same-Sex Couples
Consent to Inseminate
De Facto Parent Recognition
Prohibition of Surrogacy
Laws Permitting Discrimination in Adoption/Foster Placement
HATE CRIMES & CRIMINAL JUSTICE LAWS

Enumerated Hate Crimes Laws	
Mandatory Reporting of Hate Crimes St	atistics
Elimination of Bias Rage or Panic Defer for Criminal Acts	ISE
Prohibiting Profiling Based on Actual or Perceived LGBTQ Status by Law Enfor	
Sodomy Laws	
HIV/AIDS Criminalization Laws	

# **NON-DISCRIMINATION LAWS**



# RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION





No statewide law or policy

Statewide law or policy presentNot Applicable

sexual orientation only Statewide law or policy for gender identity only

Statewide law or policy for

- No statewide law or policy for sexual orientation or gender identity
- Statewide law or policy for both sexual orientation and gender identity

# **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**



 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

#### SCORECARD | STATE

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
Driver's Licenses	
Birth Certificates	
Health Data Collection	
BRFSS	
YRBSS	
All-Gender Single Occupancy Facilities	
Laws Prohibiting Transgender People from Receiving Appropriate ID	
Transgender Exclusions in State Medicaid Coverage	

# MISSISSIPPI **HIGH PRIORITY TO ACHIEVE BASIC EQUALITY**

#### **PARENTING LAWS**

Second Parent Adoption	Er
Surrogacy Laws	Ho
Foster Care Non-Discrimination	Ρι
Foster Parent Training Required	Ec
Parental Presumption for Same-Sex Couples	Ac
Consent to Inseminate	Fo
De Facto Parent Recognition	In
Prohibition of Surrogacy	С
Laws Permitting Discrimination in Adoption/Foster Placement	Ju
HATE CRIMES & CRIMINAL JUSTICE LAWS	N R
Enumerated Hate Crimes Laws	R N
Mandatory Reporting of Hate Crimes Statistics	R
Elimination of Bias Rage or Panic Defense for Criminal Acts	R
Prohibiting Profiling Based on Actual or Perceived LGBTQ Status by Law Enforcement	St
Sodomy Laws	R Tr
HIV/AIDS Criminalization Laws	

#### **NON-DISCRIMINATION LAWS**

Employment	
Housing	
Public Accommodations	
Education	
Adoption	
Foster Care	
Insurance	
Credit	
Jury Selection	
Colleges & Universities	
Non-Discrimination Policy for State Employees	
Restrictions on Municipal Protections	
Religious Exemptions in State Non-Discrimination Laws	

#### ELIGIOUS REFUSAL & **ELATIONSHIP RECOGNITION**

State Religious Freedom Restoration Act	
Religious Exemptions for Professional Training/Practice	
First Amendment Defense Act	C



No statewide law or policy Statewide law or policy for Statewide law or policy present

Not Applicable

- sexual orientation only Statewide law or policy for gender identity only
- No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

## **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**



 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 





#### SCORECARD | STATE

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
Driver's Licenses	
Birth Certificates	
Health Data Collection	
BRFSS	
YRBSS	
All-Gender Single Occupancy Facilities	
Laws Prohibiting Transgender People from Receiving Appropriate ID	
Transgender Exclusions in State Medicaid Coverage	

# MISSOURI HIGH PRIORITY TO ACHIEVE BASIC EQUALITY

#### **PARENTING LAWS**

Second Parent Adoption	
Surrogacy Laws	
Foster Care Non-Discrimination	
Foster Parent Training Required	
Parental Presumption for Same-Sex Couples	
Consent to Inseminate	
De Facto Parent Recognition	
Prohibition of Surrogacy	
Laws Permitting Discrimination in Adoption/Foster Placement	
HATE CRIMES & CRIMINAL JUSTICE LAWS	
Enumerated Hate Crimes Laws	
Mandatory Reporting of Hate Crimes Statistics	

Elimination of Bias Rage or Panic Defense for Criminal Acts

Prohibiting Profiling Based on Actual or Perceived LGBTQ Status by Law Enforcement Sodomy Laws

HIV/AIDS Criminalization Laws

# **NON-DISCRIMINATION LAWS**

Employment	
Housing	
Public Accommodations	
Education	
Adoption	
Foster Care	
Insurance	
Credit	
Jury Selection	
Colleges & Universities	
Non-Discrimination Policy for State Employees	
Restrictions on Municipal Protections	
Religious Exemptions in State Non-Discrimination Laws	

# RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION



FOR MORE INFORMATION ABOUT CRITERIA OR THE SEI SCORING SYSTEM, PLEASE REFER TO **PAGE 28** OR VISIT **HRC.ORG/SEI**. FOR FEEDBACK REGARDING A PARTICULAR STATE'S SCORECARD, PLEASE EMAIL **SEI@HRC.ORG**.

No statewide law or policy

Statewide law or policy present
 Not Applicable

sexual orientation only Statewide law or policy for gender identity only

Statewide law or policy for

No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

# **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**



 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

#### SCORECARD | STATE

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
Driver's Licenses	
Birth Certificates	
Health Data Collection	
BRFSS	
YRBSS	
All-Gender Single Occupancy Facilities	
Laws Prohibiting Transgender People from Receiving Appropriate ID	
Transgender Exclusions in State Medicaid Coverage	

# MONTANA **HIGH PRIORITY TO ACHIEVE BASIC EQUALITY**

#### **PARENTING LAWS**

Second Parent Adoption	
Surrogacy Laws	
Foster Care Non-Discrimination	
Foster Parent Training Required	
Parental Presumption for Same-Sex Couples	
Consent to Inseminate	
De Facto Parent Recognition	
Prohibition of Surrogacy	
5 - 1 - 1 - 1 - 1 - 3 - 1 <b>- 7</b>	
Laws Permitting Discrimination in Adoption/Foster Placement	
Laws Permitting Discrimination in	
Laws Permitting Discrimination in Adoption/Foster Placement	
Laws Permitting Discrimination in Adoption/Foster Placement HATE CRIMES & CRIMINAL JUSTICE LAWS	
Laws Permitting Discrimination in Adoption/Foster Placement HATE CRIMES & CRIMINAL JUSTICE LAWS Enumerated Hate Crimes Laws	
Laws Permitting Discrimination in Adoption/Foster Placement HATE CRIMES & CRIMINAL JUSTICE LAWS Enumerated Hate Crimes Laws Mandatory Reporting of Hate Crimes Statistics Elimination of Bias Rage or Panic Defense	
Laws Permitting Discrimination in Adoption/Foster Placement <b>HATE CRIMES &amp;</b> <b>CRIMINAL JUSTICE LAWS</b> Enumerated Hate Crimes Laws Mandatory Reporting of Hate Crimes Statistics Elimination of Bias Rage or Panic Defense for Criminal Acts Prohibiting Profiling Based on Actual or	

# **NON-DISCRIMINATION LAWS**

Employment	
Housing	
Public Accommodations	
Education	
Adoption	
Foster Care	
Insurance	
Credit	
Jury Selection	
Colleges & Universities	
Non-Discrimination Policy for State Employees	
Restrictions on Municipal Protections	
Religious Exemptions in State Non-Discrimination Laws	

#### **RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION**

State Religious Freedom Restoration Act	
Religious Exemptions for Professional Training/Practice	
First Amendment Defense Act	



No statewide law or policy

Statewide law or policy present Not Applicable

sexual orientation only Statewide law or policy for gender identity only

Statewide law or policy for

No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

#### **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**





 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

#### SCORECARD | STATE

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
Driver's Licenses	
Birth Certificates	
Health Data Collection	
BRFSS	
YRBSS	
All-Gender Single Occupancy Facilities	
Laws Prohibiting Transgender People from Receiving Appropriate ID	
Transgender Exclusions in State Medicaid Coverage	

# **NEBRASKA HIGH PRIORITY TO ACHIEVE BASIC EQUALITY**

#### **PARENTING LAWS**

Second Parent Adoption	
Surrogacy Laws	
Foster Care Non-Discrimination	
Foster Parent Training Required	
Parental Presumption for Same-Sex Couples	
Consent to Inseminate	
De Facto Parent Recognition	
Prohibition of Surrogacy	
Laws Permitting Discrimination in Adoption/Foster Placement	
HATE CRIMES & CRIMINAL JUSTICE LAWS	
Enumerated Hate Crimes Laws	
Mandatory Reporting of Hate Crimes Statistics	
Elimination of Bias Rage or Panic Defense for Criminal Acts	
Prohibiting Profiling Based on Actual or Perceived LGRTO Status by Law Enforcement	

Prohibiling Prohiling based on Actual or
Perceived LGBTQ Status by Law Enforcemen
Sodomy Laws

HIV/AIDS Criminalization Laws

## **NON-DISCRIMINATION LAWS**

Employment	
Housing	
Public Accommodations	
Education	
Adoption	
Foster Care	
Insurance	
Credit	
Jury Selection	
Colleges & Universities	
Non-Discrimination Policy for State Employees	
Restrictions on Municipal Protections	
Religious Exemptions in State Non-Discrimination Laws	
<b>RELIGIOUS REFUSAL &amp;</b>	

# **RELATIONSHIP RECOGNITION**

State Religious Freedom Restoration Act
Religious Exemptions for Professional Training/Practice
First Amendment Defense Act



No statewide law or policy Statewide law or policy for Statewide law or policy present

Not Applicable

sexual orientation only Statewide law or policy for gender identity only

No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

 $\Box$ 

## **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**



'09 '10 '11 '12 '13

#### SCORECARD | STATE

## **HEALTH & SAFETY LAWS**

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
Driver's Licenses	П
Birth Certificates	
Health Data Collection	
BRFSS	
YRBSS	
All-Gender Single Occupancy Facilities	
Laws Prohibiting Transgender People from Receiving Appropriate ID	
Transgender Exclusions in State Medicaid Coverage	



# NEVADA WORKING TOWARD INNOVATIVE EQUALITY

#### **PARENTING LAWS**

Second Parent Adoption
Surrogacy Laws
Foster Care Non-Discrimination
Foster Parent Training Required
Parental Presumption for Same-Sex Couples
Consent to Inseminate
De Facto Parent Recognition
Prohibition of Surrogacy
Laws Permitting Discrimination in Adoption/Foster Placement
HATE CRIMES & CRIMINAL JUSTICE LAWS
Enumerated Hate Crimes Laws

Mandatory Reporting of Hate Crimes Statistics	C
Elimination of Bias Rage or Panic Defense for Criminal Acts	
Prohibiting Profiling Based on Actual or Perceived LGBTQ Status by Law Enforcement	C
Sodomy Laws	
HIV/AIDS Criminalization Laws	

# Employment Housing **Public Accommodations** Education Adoption Foster Care Insurance Credit Jury Selection **Colleges & Universities** Non-Discrimination Policy for State Employees Restrictions on Municipal Protections Religious Exemptions in State $\square$ Non-Discrimination Laws

**NON-DISCRIMINATION LAWS** 

# RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION





No statewide law or policyStatewide law or policy present

Not Applicable

sexual orientation only
 Statewide law or policy for gender identity only

Statewide law or policy for

No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

## **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**



 $\square$ 

 $\square$ 

 $\square$ 

104 | HRC.ORG/SEI

#### SCORECARD | STATE

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
Driver's Licenses	
<ul> <li>Birth Certificates</li> </ul>	
Health Data Collection	
BRFSS	
YRBSS	
All-Gender Single Occupancy Facilities	
Laws Prohibiting Transgender People from Receiving Appropriate ID	
Transgender Exclusions in State Medicaid Coverage	

# NEW HAMPSHIRE SOLIDIFYING EQUALITY

PARENTING LAWS

# Second Parent Adoption Surrogacy Laws Foster Care Non-Discrimination Foster Parent Training Required Parental Presumption for Same-Sex Couples Consent to Inseminate De Facto Parent Recognition Prohibition of Surrogacy Laws Permitting Discrimination in Adoption/Foster Placement HATE CRIMES & CRIMINAL JUSTICE LAWS

**Enumerated Hate Crimes Laws** 

Mandatory Reporting of Hate Crimes Statistics	
Elimination of Bias Rage or Panic Defense for Criminal Acts	
Prohibiting Profiling Based on Actual or Perceived LGBTQ Status by Law Enforcement	
Sodomy Laws	
HIV/AIDS Criminalization Laws	

# **NON-DISCRIMINATION LAWS**

	Employment	
	Housing	
	Public Accommodations	
	Education	
3	Adoption	
	Foster Care	
	Insurance	
	Credit	
	Jury Selection	
	Colleges & Universities	
	Non-Discrimination Policy for State Employees	
	Restrictions on Municipal Protections	
	Religious Exemptions in State Non-Discrimination Laws	

# RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION

State Religious Freedom Restoration Act	
Religious Exemptions for Professional Training/Practice	
First Amendment Defense Act	



No statewide law or policy
 Statewide law or policy present

Not Applicable

sexual orientation only Statewide law or policy for gender identity only

Statewide law or policy for

No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

# **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

## **ANNUAL PROGRESS**



 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

106 | HRC.ORG/SEI

#### SCORECARD | STATE

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
Driver's Licenses	
Birth Certificates	
Health Data Collection	
BRFSS	
YRBSS	
All-Gender Single Occupancy Facilities	
Laws Prohibiting Transgender People from Receiving Appropriate ID	
Transgender Exclusions in State Medicaid Coverage	

# **NEW JERSEY WORKING TOWARD INNOVATIVE EQUALITY**

#### **PARENTING LAWS**

Second Parent Adoption
Surrogacy Laws
Foster Care Non-Discrimination
Foster Parent Training Required
Parental Presumption for Same-Sex Couples
Consent to Inseminate
De Facto Parent Recognition
Prohibition of Surrogacy
Laws Permitting Discrimination in Adoption/Foster Placement
HATE CRIMES & CRIMINAL JUSTICE LAWS
Enumerated Hate Crimes Laws

Mandatory Reporting of Hate Crimes Statistics	
Elimination of Bias Rage or Panic Defense for Criminal Acts	
Prohibiting Profiling Based on Actual or Perceived LGBTQ Status by Law Enforcement	
Sodomy Laws	
HIV/AIDS Criminalization Laws	

# **NON-DISCRIMINATION LAWS**

Employment	
Housing	
Public Accommodations	
Education	
Adoption	
Foster Care	
Insurance	
Credit	
Jury Selection	
Colleges & Universities	
Non-Discrimination Policy for State Employees	
Restrictions on Municipal Protections	
Religious Exemptions in State Non-Discrimination Laws	

#### **RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION**





No statewide law or policy Statewide law or policy for Statewide law or policy present

Not Applicable

- sexual orientation only Statewide law or policy for gender identity only
- No statewide law or policy for sexual orientation or gender identity
- Statewide law or policy for both sexual orientation and gender identity

## **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**



 $\square$ 

 $\square$ 

 $\square$ 

#### SCORECARD | STATE

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
Driver's Licenses	
Birth Certificates	
Health Data Collection	
BRFSS	
YRBSS	
All-Gender Single Occupancy Facilities	
Laws Prohibiting Transgender People from Receiving Appropriate ID	
Transgender Exclusions in State Medicaid Coverage	

# **NEW MEXICO WORKING TOWARD INNOVATIVE EQUALITY**

#### **PARENTING LAWS**

Second Parent Adoption
Surrogacy Laws
Foster Care Non-Discrimination
Foster Parent Training Required
Parental Presumption for Same-Sex Couples
Consent to Inseminate
De Facto Parent Recognition
Prohibition of Surrogacy
Laws Permitting Discrimination in Adoption/Foster Placement
HATE CRIMES & CRIMINAL JUSTICE LAWS
Enumerated Hate Crimes Laws

Mandatory Reporting of Hate Crimes Statistics	
Elimination of Bias Rage or Panic Defense for Criminal Acts	(
Prohibiting Profiling Based on Actual or Perceived LGBTQ Status by Law Enforcement	
Sodomy Laws	(
HIV/AIDS Criminalization Laws	(

## **NON-DISCRIMINATION LAWS**

	Employment	
	Housing	
	Public Accommodations	
	Education	
es	Adoption	
	Foster Care	
	Insurance	
	Credit	
	Jury Selection	
	Colleges & Universities	
	Non-Discrimination Policy for State Employees	
	Restrictions on Municipal Protections	
	Religious Exemptions in State Non-Discrimination Laws	

#### **RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION**





No statewide law or policy Statewide law or policy present

Not Applicable

sexual orientation only Statewide law or policy for gender identity only

Statewide law or policy for

- No statewide law or policy for sexual orientation or gender identity
- Statewide law or policy for both sexual orientation and gender identity

# **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**



 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 



#### SCORECARD | STATE

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
Driver's Licenses	
Birth Certificates	
Health Data Collection	
BRFSS	
YRBSS	
All-Gender Single Occupancy Facilities	
Laws Prohibiting Transgender People from Receiving Appropriate ID	
Transgender Exclusions in State Medicaid Coverage	

# NEW YORK WORKING TOWARD INNOVATIVE EQUALITY

## **PARENTING LAWS**

Second Parent Adoption
Surrogacy Laws
Foster Care Non-Discrimination
Foster Parent Training Required
Parental Presumption for Same-Sex Couples
Consent to Inseminate
De Facto Parent Recognition
Prohibition of Surrogacy
Laws Permitting Discrimination in Adoption/Foster Placement
HATE CRIMES & CRIMINAL JUSTICE LAWS
Enumerated Hate Crimes Laws
Mandatory Reporting of Hate Crimes Statistics

Elimination of Bias Rage or Panic Defense

Prohibiting Profiling Based on Actual or

Perceived LGBTQ Status by Law Enforcement

for Criminal Acts

Sodomy Laws

# NON-DISCRIMINATION LAWS

Employment	
Housing	
Public Accommodations	
Education	
Adoption	
Foster Care	
Insurance	
Credit	
Jury Selection	
Colleges & Universities	
Non-Discrimination Policy for State Employees	
Restrictions on Municipal Protections	
Religious Exemptions in State Non-Discrimination Laws	

# RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION





No statewide law or policyStatewide law or policy present

Not Applicable

HIV/AIDS Criminalization Laws

sexual orientation only Statewide law or policy for gender identity only

Statewide law or policy for

No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

## **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**



 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

#### SCORECARD | STATE

(
(
ſ

# **NORTH CAROLINA HIGH PRIORITY TO ACHIEVE BASIC EQUALITY**

#### **PARENTING LAWS**

Second Parent Adoption	Emp
Surrogacy Laws	Ηοι
Foster Care Non-Discrimination	Pub
Foster Parent Training Required	Edu
Parental Presumption for Same-Sex Couples	Ado
Consent to Inseminate	Fos
De Facto Parent Recognition	Insu
Prohibition of Surrogacy	Cre
Laws Permitting Discrimination in Adoption/Foster Placement	Jury Col
HATE CRIMES & CRIMINAL JUSTICE LAWS	Nor Res
Enumerated Hate Crimes Laws	Reli Non
Mandatory Reporting of Hate Crimes Statistics	
Elimination of Bias Rage or Panic Defense for Criminal Acts	RE RE
Prohibiting Profiling Based on Actual or Perceived LGBTQ Status by Law Enforcement	Stat
Sodomy Laws	Reli Traii

# **NON-DISCRIMINATION LAWS**

S	RELIGIOUS REFUSAL &	
	 Religious Exemptions in State Non-Discrimination Laws	
	Restrictions on Municipal Protections	
	Non-Discrimination Policy for State Employees	
	Colleges & Universities	
	Jury Selection	
	Credit	
	Insurance	
	Foster Care	
	Adoption	
	Education	
	Public Accommodations	
	Housing	
	Employment	





Statewide law or policy present

HIV/AIDS Criminalization Laws

Not Applicable

- Statewide law or policy for gender identity only
- No statewide law or policy for sexual orientation or gender identity
- Statewide law or policy for both sexual orientation and gender identity

 $\Box$ 

## **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

## **ANNUAL PROGRESS**





 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

114 | HRC.ORG/SEI

#### SCORECARD | STATE

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
Driver's Licenses	
Birth Certificates	
Health Data Collection	
BRFSS	
YRBSS	
All-Gender Single Occupancy Facilities	
Laws Prohibiting Transgender People from Receiving Appropriate ID	
Transgender Exclusions in State Medicaid Coverage	

# NORTH DAKOTA HIGH PRIORITY TO ACHIEVE BASIC EQUALITY

#### **PARENTING LAWS**

Second Parent Adoption	
Surrogacy Laws	
Foster Care Non-Discrimination	
Foster Parent Training Required	
Parental Presumption for Same-Sex Couples	
Consent to Inseminate	
De Facto Parent Recognition	
Prohibition of Surrogacy	
Laws Permitting Discrimination in Adoption/Foster Placement	
HATE CRIMES & CRIMINAL JUSTICE LAWS	
CRIMINAL JUSTICE LAWS	
CRIMINAL JUSTICE LAWS Enumerated Hate Crimes Laws	
CRIMINAL JUSTICE LAWS Enumerated Hate Crimes Laws Mandatory Reporting of Hate Crimes Statistics Elimination of Bias Rage or Panic Defense	
CRIMINAL JUSTICE LAWS Enumerated Hate Crimes Laws Mandatory Reporting of Hate Crimes Statistics Elimination of Bias Rage or Panic Defense for Criminal Acts Prohibiting Profiling Based on Actual or	

# **NON-DISCRIMINATION LAWS**

	Employment	
	Housing	
	Public Accommodations	
	Education	
	Adoption	
	Foster Care	
	Insurance	
	Credit	
	Jury Selection	
-	Colleges & Universities	
	Non-Discrimination Policy for State Employees	
	Restrictions on Municipal Protections	
	Religious Exemptions in State Non-Discrimination Laws	

# RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION

State Religious Freedom Restora	ation Act
Religious Exemptions for Profes Training/Practice	sional
First Amendment Defense Act	



No statewide law or policyStatewide law or policy present

Not Applicable

- Statewide law or policy for sexual orientation only
   Statewide law or policy for gender identity only
- No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

## **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**



 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

#### SCORECARD | STATE

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
Driver's Licenses	
Birth Certificates	
Health Data Collection	
BRFSS	
YRBSS	
All-Gender Single Occupancy Facilities	
Laws Prohibiting Transgender People from Receiving Appropriate ID	
Transgender Exclusions in State Medicaid Coverage	

# OHIO **HIGH PRIORITY TO ACHIEVE BASIC EQUALITY**

#### **PARENTING LAWS**

Second Parent Adoption	
Surrogacy Laws	
Foster Care Non-Discrimination	
Foster Parent Training Required	
Parental Presumption for Same-Sex Couples	
Consent to Inseminate	
De Facto Parent Recognition	
Prohibition of Surrogacy	
Laws Permitting Discrimination in Adoption/Foster Placement	
HATE CRIMES & CRIMINAL JUSTICE LAWS	
Enumerated Hate Crimes Laws	
Mandatory Reporting of Hate Crimes Statistics	
Elimination of Bias Rage or Panic Defense for Criminal Acts	
Prohibiting Profiling Based on Actual or Perceived LGBTQ Status by Law Enforcement	
Sodomy Laws	

#### **NON-DISCRIMINATION LAWS**

Employment	
Housing	
Public Accommodations	
Education	
Adoption	
Foster Care	
Insurance	
Credit	
Jury Selection	
Colleges & Universities	
Non-Discrimination Policy for State Employees	
Restrictions on Municipal Protections	
Religious Exemptions in State Non-Discrimination Laws	
RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION	





No statewide law or policy Statewide law or policy present

HIV/AIDS Criminalization Laws

Not Applicable

- sexual orientation only Statewide law or policy for gender identity only
- No statewide law or policy for sexual orientation or gender identity
- Statewide law or policy for both sexual orientation and gender identity

# **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**



 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

118 | HRC.ORG/SEI

#### SCORECARD | STATE

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
Driver's Licenses	
Birth Certificates	
Health Data Collection	
BRFSS	
YRBSS	
All-Gender Single Occupancy Facilities	
Laws Prohibiting Transgender People from Receiving Appropriate ID	
Transgender Exclusions in State Medicaid Coverage	

# **OKLAHOMA HIGH PRIORITY TO ACHIEVE BASIC EQUALITY**

#### **PARENTING LAWS**

Second Parent Adoption	
Surrogacy Laws	
Foster Care Non-Discrimination	
Foster Parent Training Required	
Parental Presumption for Same-Sex Couples	
Consent to Inseminate	
De Facto Parent Recognition	
Prohibition of Surrogacy	
Laws Permitting Discrimination in Adoption/Foster Placement	
Adoption Poster Placement	
HATE CRIMES & CRIMINAL JUSTICE LAWS	
HATE CRIMES &	
HATE CRIMES & CRIMINAL JUSTICE LAWS	
HATE CRIMES & CRIMINAL JUSTICE LAWS Enumerated Hate Crimes Laws	
HATE CRIMES & CRIMINAL JUSTICE LAWS Enumerated Hate Crimes Laws Mandatory Reporting of Hate Crimes Statistics Elimination of Bias Rage or Panic Defense	
HATE CRIMES & CRIMINAL JUSTICE LAWS Enumerated Hate Crimes Laws Mandatory Reporting of Hate Crimes Statistics Elimination of Bias Rage or Panic Defense for Criminal Acts Prohibiting Profiling Based on Actual or	

## **NON-DISCRIMINATION LAWS**

Employment	
Housing	
Public Accommodations	
Education	
Adoption	
Foster Care	
Insurance	
Credit	
Jury Selection	
Colleges & Universities	
Non-Discrimination Policy for State Employees	
Restrictions on Municipal Protections	
Religious Exemptions in State Non-Discrimination Laws	

#### **RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION**

State Religious Freedom	Restoration Act	
Religious Exemptions for Training/Practice	Professional	
First Amendment Defens	se Act	

FOR MORE INFORMATION ABOUT CRITERIA OR THE SEI SCORING SYSTEM, PLEASE REFER TO PAGE 28 OR VISIT HRC.ORG/SEI. FOR FEEDBACK REGARDING A PARTICULAR STATE'S SCORECARD, PLEASE EMAIL SEI@HRC.ORG.

No statewide law or policy Statewide law or policy for Statewide law or policy present

Not Applicable

sexual orientation only Statewide law or policy for gender identity only

No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

#### **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**



'12 '13 '09 '10 '11

120 | HRC.ORG/SEI

#### SCORECARD | STATE

# **HEALTH & SAFETY LAWS**

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

LGBTQ Non-Discrimination P ACA Exchanges	rotections in	)
Transgender Healthcare Cove	rage	
<ul> <li>Ban on Insurance Exclu for Trans Healthcare</li> </ul>	sions	)
<ul> <li>Transgender Healthcare in State Medicaid</li> </ul>	e Inclusion	)
<ul> <li>Trans Inclusive Health E for State Employees</li> </ul>	3enefits	)
Name and Gender Marker Up on Identification Documents	dates	
<ul> <li>Driver's Licenses</li> </ul>	Г	1
Birth Certificates		)
Health Data Collection		
<ul> <li>BRFSS</li> </ul>		1
YRBSS		)
All-Gender Single Occupancy	/ Facilities	)
Laws Prohibiting Transgender Receiving Appropriate ID	People from	)
Transgender Exclusions in Stat Medicaid Coverage	te	)



# OREGON **WORKING TOWARD INNOVATIVE EQUALITY**

## **PARENTING LAWS**

Second Parent Adoption
Surrogacy Laws
Foster Care Non-Discrimination
Foster Parent Training Required
Parental Presumption for Same-Sex Couples
Consent to Inseminate
De Facto Parent Recognition
Prohibition of Surrogacy
Laws Permitting Discrimination in Adoption/Foster Placement
HATE CRIMES & CRIMINAL JUSTICE LAWS
Enumerated Hate Crimes Laws

Mandatory Reporting of Hate Crimes Statistics	
Elimination of Bias Rage or Panic Defense for Criminal Acts	
Prohibiting Profiling Based on Actual or Perceived LGBTQ Status by Law Enforcement	
Sodomy Laws	
HIV/AIDS Criminalization Laws	

## **NON-DISCRIMINATION LAWS**

	Employment	
	Housing	
	Public Accommodations	
	Education	
	Adoption	
	Foster Care	
	Insurance	
	Credit	
	Jury Selection	
	Colleges & Universities	
	Non-Discrimination Policy for State Employees	
	Restrictions on Municipal Protections	
	Religious Exemptions in State Non-Discrimination Laws	
cs		

#### **RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION**





No statewide law or policy

Statewide law or policy present

Not Applicable

sexual orientation only Statewide law or policy for gender identity only

Statewide law or policy for

No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

## **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**

 $\square$ 

 $\square$ 



#### SCORECARD | STATE

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
<ul> <li>Driver's Licenses</li> </ul>	
Birth Certificates	
Health Data Collection	
BRFSS	Г
YRBSS	
All-Gender Single Occupancy Facilities	C
Laws Prohibiting Transgender People from Receiving Appropriate ID	C
Transgender Exclusions in State Medicaid Coverage	C

# PENNSYLVANIA HIGH PRIORITY TO ACHIEVE BASIC EQUALITY

#### **PARENTING LAWS**

Second Parent Adoption			
Surrogacy Laws			
Foster Care Non-Discrimination			
Foster Parent Training Required			
Parental Presumption for Same-Sex Couples			
Consent to Inseminate			
De Facto Parent Recognition			
Prohibition of Surrogacy			
Laws Permitting Discrimination in Adoption/Foster Placement			
HATE CRIMES & CRIMINAL JUSTICE LAWS			
Enumerated Hate Crimes Laws			
Mandatory Reporting of Hate Crimes Statistics			
Elimination of Bias Rage or Panic Defense for Criminal Acts			
Prohibiting Profiling Based on Actual or Perceived LGBTQ Status by Law Enforcement			

#### **NON-DISCRIMINATION LAWS**

....

	Employment	
	Housing	
	Public Accommodations	
	Education	
	Adoption	
	Foster Care	
	Insurance	
	Credit	
	Jury Selection	
	Colleges & Universities	
	Non-Discrimination Policy for State Employees	
	Restrictions on Municipal Protections	
	Religious Exemptions in State Non-Discrimination Laws	
$\square$		

# RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION

State Religious Freedom Restoration Act	
Religious Exemptions for Professional Training/Practice	
First Amendment Defense Act	

FOR MORE INFORMATION ABOUT CRITERIA OR THE SEI SCORING SYSTEM, PLEASE REFER TO **PAGE 28** OR VISIT **HRC.ORG/SEI**. FOR FEEDBACK REGARDING A PARTICULAR STATE'S SCORECARD, PLEASE EMAIL **SEI@HRC.ORG**.

No statewide law or policy
 Statewide law or policy present

HIV/AIDS Criminalization Laws

Not Applicable

sexual orientation only Statewide law or policy for gender identity only

Statewide law or policy for

No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

#### **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**



124 HRC.ORG/SEI

Sodomy Laws

#### SCORECARD | STATE



# RHODE ISLAND WORKING TOWARD INNOVATIVE EQUALITY

#### **PARENTING LAWS**

Mandatory Reporting of Hate Crimes Statistics	
Elimination of Bias Rage or Panic Defense for Criminal Acts	
Prohibiting Profiling Based on Actual or Perceived LGBTQ Status by Law Enforcement	
Sodomy Laws	
HIV/AIDS Criminalization Laws	

**Enumerated Hate Crimes Laws** 

#### **NON-DISCRIMINATION LAWS**

Employment	
Housing	
Public Accommodations	
Education	
Adoption	
Foster Care	
Insurance	
Credit	
Jury Selection	
Colleges & Universities	
Non-Discrimination Policy for State Employees	
Restrictions on Municipal Protections	
Religious Exemptions in State Non-Discrimination Laws	

# RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION



FOR MORE INFORMATION ABOUT CRITERIA OR THE SEI SCORING SYSTEM, PLEASE REFER TO **PAGE 28** OR VISIT **HRC.ORG/SEI**. FOR FEEDBACK REGARDING A PARTICULAR STATE'S SCORECARD, PLEASE EMAIL **SEI@HRC.ORG**.

No statewide law or policy
 Statewide law or policy present

Not Applicable

Statewide law or policy for sexual orientation only
 Statewide law or policy for

gender identity only

No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

## **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**



 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

#### SCORECARD | STATE

LGBTQ Non-Discrimination Protections ir ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
Driver's Licenses	
<ul> <li>Birth Certificates</li> </ul>	
Health Data Collection	
BRFSS	
YRBSS	
All-Gender Single Occupancy Facilities	
Laws Prohibiting Transgender People from Receiving Appropriate ID	
Transgender Exclusions in State Medicaid Coverage	

# SOUTH CAROLINA HIGH PRIORITY TO ACHIEVE BASIC EQUALITY

#### **PARENTING LAWS**

# Second Parent Adoption Surrogacy Laws Foster Care Non-Discrimination Foster Parent Training Required Parental Presumption for Same-Sex Couples Consent to Inseminate **De Facto Parent Recognition** Prohibition of Surrogacy Laws Permitting Discrimination in Adoption/Foster Placement **HATE CRIMES & CRIMINAL JUSTICE LAWS Enumerated Hate Crimes Laws** Mandatory Reporting of Hate Crimes Statistics $\Box$ Elimination of Bias Rage or Panic Defense for Criminal Acts Prohibiting Profiling Based on Actual or $\square$ Perceived LGBTQ Status by Law Enforcement Sodomy Laws HIV/AIDS Criminalization Laws

## **NON-DISCRIMINATION LAWS**

Employment	
Housing	
Public Accommodations	
Education	
Adoption	
Foster Care	
Insurance	
Credit	
Jury Selection	
Colleges & Universities	
Non-Discrimination Policy for State Employees	
Restrictions on Municipal Protections	
Religious Exemptions in State Non-Discrimination Laws	

#### RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION

State Religious Freedom Restoration Act	
Religious Exemptions for Professional Training/Practice	
First Amendment Defense Act	

FOR MORE INFORMATION ABOUT CRITERIA OR THE SEI SCORING SYSTEM, PLEASE REFER TO **PAGE 28** OR VISIT **HRC.ORG/SEI**. FOR FEEDBACK REGARDING A PARTICULAR STATE'S SCORECARD, PLEASE EMAIL **SEI@HRC.ORG**.

No statewide law or policy
 Statewide law or policy present

Not Applicable

Statewide law or policy for sexual orientation only
 Statewide law or policy for

gender identity only

No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

#### **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**



#### SCORECARD | STATE

# **HEALTH & SAFETY LAWS**

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
Driver's Licenses	
Birth Certificates	
Health Data Collection	
<ul> <li>BRFSS</li> </ul>	
YRBSS	
All-Gender Single Occupancy Facilities	
Laws Prohibiting Transgender People from Receiving Appropriate ID	
Transgender Exclusions in State Medicaid Coverage	



# **SOUTH DAKOTA HIGH PRIORITY TO ACHIEVE BASIC EQUALITY**

#### **PARENTING LAWS**

Second Parent Adoption	
Surrogacy Laws	
Foster Care Non-Discrimination	
Foster Parent Training Required	
Parental Presumption for Same-Sex Couples	
Consent to Inseminate	
De Facto Parent Recognition	
Prohibition of Surrogacy	
Laws Permitting Discrimination in Adoption/Foster Placement	
HATE CRIMES & CRIMINAL JUSTICE LAWS	
CRIMINAL JUSTICE LAWS	
CRIMINAL JUSTICE LAWS Enumerated Hate Crimes Laws	
CRIMINAL JUSTICE LAWS Enumerated Hate Crimes Laws Mandatory Reporting of Hate Crimes Statistics Elimination of Bias Rage or Panic Defense	
CRIMINAL JUSTICE LAWS Enumerated Hate Crimes Laws Mandatory Reporting of Hate Crimes Statistics Elimination of Bias Rage or Panic Defense for Criminal Acts Prohibiting Profiling Based on Actual or	

## **NON-DISCRIMINATION LAWS**

	Employment	
	Housing	
	Public Accommodations	
	Education	
	Adoption	
	Foster Care	
	Insurance	
	Credit	
	Jury Selection	
-	Colleges & Universities	
	Non-Discrimination Policy for State Employees	
	Restrictions on Municipal Protections	
	Religious Exemptions in State Non-Discrimination Laws	
	RELIGIOUS REFUSAL &	

# **RELATIONSHIP RECOGNITION**

State Religious Freedom Restoration Act	
Religious Exemptions for Professional Training/Practice	
First Amendment Defense Act	



No statewide law or policy

Statewide law or policy present Not Applicable

Statewide law or policy for sexual orientation only Statewide law or policy for

gender identity only

- No statewide law or policy for sexual orientation or gender identity
- Statewide law or policy for both sexual orientation and gender identity

## **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**



 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 



#### SCORECARD | STATE

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
Driver's Licenses	П
Birth Certificates	
Health Data Collection	
BRFSS	
YRBSS	
All-Gender Single Occupancy Facilities	
Laws Prohibiting Transgender People from Receiving Appropriate ID	
Transgender Exclusions in State Medicaid Coverage	

# TENNESSEE HIGH PRIORITY TO ACHIEVE BASIC EQUALITY

#### **PARENTING LAWS**

Second Parent Adoption	
Surrogacy Laws	
Foster Care Non-Discrimination	
Foster Parent Training Required	
Parental Presumption for Same-Sex Couples	
Consent to Inseminate	
De Facto Parent Recognition	
Prohibition of Surrogacy	
Laws Permitting Discrimination in Adoption/Foster Placement	
HATE CRIMES & CRIMINAL JUSTICE LAWS	
Enumerated Hate Crimes Laws	
Mandatory Reporting of Hate Crimes Statistics	

Elimination of Bias Rage or Panic Defense for Criminal Acts Prohibiting Profiling Based on Actual or

Perceived LGBTQ Status by Law Enforcement Sodomy Laws NON-DISCRIMINATION LAWS

Employment	
Housing	
Public Accommodations	
Education	
Adoption	
Foster Care	
Insurance	
Credit	
Jury Selection	
Colleges & Universities	
Non-Discrimination Policy for State Employees	
Restrictions on Municipal Protections	
Religious Exemptions in State Non-Discrimination Laws	
<b>RELIGIOUS REFUSAL &amp;</b>	

# RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION

State Religious Freedom Restoration Act	
Religious Exemptions for Professional Training/Practice	
First Amendment Defense Act	

FOR MORE INFORMATION ABOUT CRITERIA OR THE SEI SCORING SYSTEM, PLEASE REFER TO PAGE 28 OR VISIT HRC.ORG/SEI. FOR FEEDBACK REGARDING A PARTICULAR STATE'S SCORECARD, PLEASE EMAIL SEI@HRC.ORG.

No statewide law or policyStatewide law or policy present

HIV/AIDS Criminalization Laws

🛛 Not Applicable

sexual orientation only
Statewide law or policy for gender identity only

Statewide law or policy for

 $\square$ 

No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

# **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**



 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

#### SCORECARD | STATE

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
Driver's Licenses	
<ul> <li>Birth Certificates</li> </ul>	
Health Data Collection	
BRFSS	
YRBSS	
All-Gender Single Occupancy Facilities	
Laws Prohibiting Transgender People from Receiving Appropriate ID	
Transgender Exclusions in State Medicaid Coverage	

# TEXAS HIGH PRIORITY TO ACHIEVE BASIC EQUALITY

#### **PARENTING LAWS**

Second Parent Adoption	
Surrogacy Laws	
Foster Care Non-Discrimination	
Foster Parent Training Required	
Parental Presumption for Same-Sex Couples	
Consent to Inseminate	
De Facto Parent Recognition	
Prohibition of Surrogacy	
Laws Permitting Discrimination in Adoption/Foster Placement	
HATE CRIMES & CRIMINAL JUSTICE LAWS	
Enumerated Hate Crimes Laws	
Enumerated Hate Crimes Laws Mandatory Reporting of Hate Crimes Statistics	
Mandatory Reporting of Hate Crimes Statistics Elimination of Bias Rage or Panic Defense	
Mandatory Reporting of Hate Crimes Statistics Elimination of Bias Rage or Panic Defense for Criminal Acts Prohibiting Profiling Based on Actual or	

## **NON-DISCRIMINATION LAWS**

Employment	
Housing	
Public Accommodations	
Education	
Adoption	
Foster Care	
Insurance	
Credit	
Jury Selection	
Colleges & Universities	
Non-Discrimination Policy for State Employees	
Restrictions on Municipal Protections	
Religious Exemptions in State Non-Discrimination Laws	

# RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION





No statewide law or policyStatewide law or policy present

Not Applicable

sexual orientation only Statewide law or policy for gender identity only

Statewide law or policy for

- No statewide law or policy for sexual orientation or gender identity
- Statewide law or policy for both sexual orientation and gender identity

## **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**



 $\square$ 

 $\square$ 

 $\square$ 

#### SCORECARD | STATE

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
Driver's Licenses	
Birth Certificates	
Health Data Collection	
BRFSS	
YRBSS	
All-Gender Single Occupancy Facilities	
Laws Prohibiting Transgender People from Receiving Appropriate ID	
Transgender Exclusions in State Medicaid Coverage	



#### **PARENTING LAWS**

Second Parent Adoption
Surrogacy Laws
Foster Care Non-Discrimination
Foster Parent Training Required
Parental Presumption for Same-Sex Couples
Consent to Inseminate
De Facto Parent Recognition
Prohibition of Surrogacy
Laws Permitting Discrimination in Adoption/Foster Placement
HATE CRIMES & CRIMINAL JUSTICE LAWS
Enumerated Hate Crimes Laws

Mandatory Reporting of Hate Crimes Statistics	
Elimination of Bias Rage or Panic Defense for Criminal Acts	(
Prohibiting Profiling Based on Actual or Perceived LGBTQ Status by Law Enforcement	
Sodomy Laws	(
HIV/AIDS Criminalization Laws	

#### **NON-DISCRIMINATION LAWS**

	Employment	
	Housing	
	Public Accommodations	
	Education	
	Adoption	
	Foster Care	
	Insurance	
	Credit	
	Jury Selection	
	Colleges & Universities	
	Non-Discrimination Policy for State Employees	
	Restrictions on Municipal Protections	
	Religious Exemptions in State Non-Discrimination Laws	
3		

#### **RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION**





No statewide law or policy

Statewide law or policy present

Not Applicable

sexual orientation only Statewide law or policy for gender identity only

Statewide law or policy for

No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

#### **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**



 $\square$ 

 $\square$ 

 $\square$ 

#### SCORECARD | STATE

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
Driver's Licenses	
Birth Certificates	
Health Data Collection	
BRFSS	
YRBSS	
All-Gender Single Occupancy Facilities	
Laws Prohibiting Transgender People from Receiving Appropriate ID	
Transgender Exclusions in State Medicaid Coverage	

# VERMONT **WORKING TOWARD INNOVATIVE EQUALITY**

## **PARENTING LAWS**

Laws Permitting Discrimination in Adoption/Foster Placement
Prohibition of Surrogacy
De Facto Parent Recognition
Consent to Inseminate
Parental Presumption for Same-Sex Couples
Foster Parent Training Required
Foster Care Non-Discrimination
Surrogacy Laws
Second Parent Adoption

Enumerated Hate Crimes Laws	
Mandatory Reporting of Hate Crimes Statistics	
Elimination of Bias Rage or Panic Defense for Criminal Acts	
Prohibiting Profiling Based on Actual or Perceived LGBTQ Status by Law Enforcement	
Sodomy Laws	
HIV/AIDS Criminalization Laws	

# **NON-DISCRIMINATION LAWS**

	Employment	
	Housing	
	Public Accommodations	
	Education	
S	Adoption	
	Foster Care	
	Insurance	
	Credit	
	Jury Selection	
	Colleges & Universities	
	Non-Discrimination Policy for State Employees	
	Restrictions on Municipal Protections	
	Religious Exemptions in State Non-Discrimination Laws	

#### **RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION**





No statewide law or policy

Statewide law or policy present Not Applicable

sexual orientation only Statewide law or policy for gender identity only

Statewide law or policy for

- No statewide law or policy for sexual orientation or gender identity
- Statewide law or policy for both sexual orientation and gender identity

## **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**



 $\square$ 

 $\square$ 

 $\square$ 



#### SCORECARD | STATE

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
Driver's Licenses	
Birth Certificates	
Health Data Collection	
BRFSS	
YRBSS	
All-Gender Single Occupancy Facilities	
Laws Prohibiting Transgender People from Receiving Appropriate ID	
Transgender Exclusions in State Medicaid Coverage	

# VIRGINIA **HIGH PRIORITY TO ACHIEVE BASIC EQUALITY**

## **PARENTING LAWS**

Second Parent Adoption	Empl
Surrogacy Laws	Hous
Foster Care Non-Discrimination	Publi
Foster Parent Training Required	Educ
Parental Presumption for Same-Sex Couples	Adop
Consent to Inseminate	Foste
De Facto Parent Recognition	Insur
Prohibition of Surrogacy	Cred
Laws Permitting Discrimination in Adoption/Foster Placement	Jury : Colle
HATE CRIMES & CRIMINAL JUSTICE LAWS	Non- Rest
Enumerated Hate Crimes Laws	Relig Non-
Mandatory Reporting of Hate Crimes Statistics	DE
Elimination of Bias Rage or Panic Defense for Criminal Acts	RE RE
Prohibiting Profiling Based on Actual or Perceived LGBTQ Status by Law Enforcement	State
Sodomy Laws	Relig Train
HIV/AIDS Criminalization Laws	E:

## **NON-DISCRIMINATION LAWS**

.

Employment	
Housing	
Public Accommodations	
Education	
Adoption	
Foster Care	
Insurance	
Credit	
Jury Selection	
Colleges & Universities	
Non-Discrimination Policy for State Employees	
 Restrictions on Municipal Protections	
Religious Exemptions in State Non-Discrimination Laws	
<b>RELIGIOUS REFUSAL &amp;</b>	

# LATIONSHIP RECOGNITION

State Religious Freedom Restoration Act	
Religious Exemptions for Professional Training/Practice	
First Amendment Defense Act	

FOR MORE INFORMATION ABOUT CRITERIA OR THE SEI SCORING SYSTEM, PLEASE REFER TO PAGE 28 OR VISIT HRC.ORG/SEI. FOR FEEDBACK REGARDING A PARTICULAR STATE'S SCORECARD, PLEASE EMAIL SEI@HRC.ORG.

No statewide law or policy Statewide law or policy present

Not Applicable

Statewide law or policy for sexual orientation only Statewide law or policy for

gender identity only

No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

#### **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**



 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

#### SCORECARD | STATE

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
Driver's Licenses	
Birth Certificates	
Health Data Collection	
BRFSS	
YRBSS	
All-Gender Single Occupancy Facilities	
Laws Prohibiting Transgender People from Receiving Appropriate ID	
Transgender Exclusions in State Medicaid Coverage	

# WASHINGTON WORKING TOWARD INNOVATIVE EQUALITY

#### **PARENTING LAWS**

Second Parent Adoption
Surrogacy Laws
Foster Care Non-Discrimination
Foster Parent Training Required
Parental Presumption for Same-Sex Couples
Consent to Inseminate
De Facto Parent Recognition
Prohibition of Surrogacy
Laws Permitting Discrimination in Adoption/Foster Placement
HATE CRIMES & CRIMINAL JUSTICE LAWS
Enumerated Hate Crimes Laws
Mandatory Reporting of Hate Crimes Statistics

Elimination of Bias Rage or Panic Defense

Prohibiting Profiling Based on Actual or

HIV/AIDS Criminalization Laws

Perceived LGBTQ Status by Law Enforcement

# NON-DISCRIMINATION LAWS

Housing	
Public Accommodations	
Education	
Adoption	
Foster Care	
Insurance	
Credit	
Jury Selection	
Colleges & Universities	
Non-Discrimination Policy for State Employees	
Restrictions on Municipal Protections	
Religious Exemptions in State Non-Discrimination Laws	

# RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION





No statewide law or policy

Statewide law or policy present

🛛 Not Applicable

for Criminal Acts

Sodomy Laws

Statewide law or policy for gender identity only

Statewide law or policy for

No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

# **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**



 $\square$ 

142 | HRC.ORG/SEI

#### SCORECARD | STATE

-	LGBTQ Non-Discrimination Protections in ACA Exchanges	
	Transgender Healthcare Coverage	
	<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
	<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
	<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
	Name and Gender Marker Updates on Identification Documents	
	Driver's Licenses	
	Birth Certificates	
	Health Data Collection	
	BRFSS	
	YRBSS	
	All-Gender Single Occupancy Facilities	
	Laws Prohibiting Transgender People from Receiving Appropriate ID	
	Transgender Exclusions in State Medicaid Coverage	

# WEST VIRGINIA HIGH PRIORITY TO ACHIEVE BASIC EQUALITY

#### **PARENTING LAWS**

Second Parent Adoption	
Surrogacy Laws	
Foster Care Non-Discrimination	
Foster Parent Training Required	
Parental Presumption for Same-Sex Couples	
Consent to Inseminate	
De Facto Parent Recognition	
Prohibition of Surrogacy	
Laws Permitting Discrimination in Adoption/Foster Placement	
HATE CRIMES & CRIMINAL JUSTICE LAWS	
Enumerated Hate Crimes Laws	
Mandatory Reporting of Hate Crimes Statistics	
Elimination of Bias Rage or Panic Defense for Criminal Acts	
Prohibiting Profiling Based on Actual or Perceived LGBTQ Status by Law Enforcement	
Sodomy Laws	

#### **NON-DISCRIMINATION LAWS**

Employment	
Housing	
Public Accommodations	
Education	
Adoption	
Foster Care	
Insurance	
Credit	
Jury Selection	
Colleges & Universities	
Non-Discrimination Policy for State Employees	
Restrictions on Municipal Protections	
Religious Exemptions in State Non-Discrimination Laws	

# RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION

State Religious Freedom Restoration Act	
Religious Exemptions for Professional Training/Practice	
First Amendment Defense Act	

FOR MORE INFORMATION ABOUT CRITERIA OR THE SEI SCORING SYSTEM, PLEASE REFER TO **PAGE 28** OR VISIT **HRC.ORG/SEI**. FOR FEEDBACK REGARDING A PARTICULAR STATE'S SCORECARD, PLEASE EMAIL **SEI@HRC.ORG**.

 $\square$ 

Statewide law or policy for

sexual orientation only

No statewide law or policy

Statewide law or policy presentNot Applicable

HIV/AIDS Criminalization Laws

Statewide law or policy for gender identity only

No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

# **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**



Π

 $\square$ 

 $\square$ 

 $\square$ 

144 HRC.ORG/SEI

#### SCORECARD | STATE

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
Driver's Licenses	
Birth Certificates	
Health Data Collection	
BRFSS	
YRBSS	
All-Gender Single Occupancy Facilities	
Laws Prohibiting Transgender People from Receiving Appropriate ID	
Transgender Exclusions in State Medicaid Coverage	

# WISCONSIN **BUILDING EQUALITY**

#### **PARENTING LAWS**

Second Parent Adoption
Surrogacy Laws
Foster Care Non-Discrimination
Foster Parent Training Required
Parental Presumption for Same-Sex Couples
Consent to Inseminate
De Facto Parent Recognition
Prohibition of Surrogacy
Laws Permitting Discrimination in Adoption/Foster Placement
HATE CRIMES & CRIMINAL JUSTICE LAWS
Enumerated Hate Crimes Laws

Mandatory Reporting of Hate Crimes Statistics	
Elimination of Bias Rage or Panic Defense for Criminal Acts	
Prohibiting Profiling Based on Actual or Perceived LGBTQ Status by Law Enforcement	
Sodomy Laws	
HIV/AIDS Criminalization Laws	

#### **NON-DISCRIMINATION LAWS**

Employment	
Housing	
Public Accommodations	
Education	
Adoption	
Foster Care	
Insurance	
Credit	
Jury Selection	
Colleges & Universities	
Non-Discrimination Policy for State Employees	
Restrictions on Municipal Protections	
Religious Exemptions in State Non-Discrimination Laws	

#### **RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION**

State Religious Freedom Restoration Act	
Religious Exemptions for Professional Training/Practice	
First Amendment Defense Act	



No statewide law or policy

Statewide law or policy present

Not Applicable

sexual orientation only Statewide law or policy for gender identity only

Statewide law or policy for

No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

## **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**





Π

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

#### SCORECARD | STATE

LGBTQ Non- ACA Exchanç	-Discrimination Protections in ges	
Transgender	Healthcare Coverage	
	n Insurance Exclusions ns Healthcare	
	ender Healthcare Inclusion e Medicaid	
	nclusive Health Benefits ate Employees	
	ender Marker Updates ion Documents	
<ul> <li>Driver's</li> </ul>	s Licenses	
<ul> <li>Birth C</li> </ul>	Certificates	
Health Data (	Collection	
<ul> <li>BRFSS</li> </ul>	6	
<ul> <li>YRBS</li> </ul>	S	
All-Gender S	ingle Occupancy Facilities	
Laws Prohibit Receiving Ap	ting Transgender People from propriate ID	
Transgender I Medicaid Cov	Exclusions in State rerage	

# WYOMING **HIGH PRIORITY TO ACHIEVE BASIC EQUALITY**

#### **PARENTING LAWS**

Second Parent Adoption	
Surrogacy Laws	
Foster Care Non-Discrimination	
Foster Parent Training Required	
Parental Presumption for Same-Sex Couples	
Consent to Inseminate	
De Facto Parent Recognition	
Prohibition of Surrogacy	
Laws Permitting Discrimination in Adoption/Foster Placement	
HATE CRIMES & CRIMINAL JUSTICE LAWS	
Enumerated Hate Crimes Laws	
Mandatory Reporting of Hate Crimes Statistics	
Elimination of Bias Rage or Panic Defense for Criminal Acts	
Prohibiting Profiling Based on Actual or	

Elimination of Bias Rage or Panic Defense for Criminal Acts
Prohibiting Profiling Based on Actual or Perceived LGBTQ Status by Law Enforcement
Sodomy Laws

# **NON-DISCRIMINATION LAWS**

Employment	
Housing	
Public Accommodations	
Education	
Adoption	
Foster Care	
Insurance	
Credit	
Jury Selection	
Colleges & Universities	
Non-Discrimination Policy for State Employees	
Restrictions on Municipal Protections	
Religious Exemptions in State Non-Discrimination Laws	

#### **RELIGIOUS REFUSAL & RELATIONSHIP RECOGNITION**

State Religious Freedom Restoration Act	
Religious Exemptions for Professional Training/Practice	
First Amendment Defense Act	



No statewide law or policy Statewide law or policy present

HIV/AIDS Criminalization Laws

Not Applicable

Statewide law or policy for sexual orientation only Statewide law or policy for

gender identity only

 $\square$ 

No statewide law or policy for sexual orientation or gender identity

Statewide law or policy for both sexual orientation and gender identity

#### **YOUTH LAWS**

#### Anti-Bullying Laws

- Enumerated Categories in Law
- Enumerated Model Policy
- Alternative Discipline
- Cyberbullying

School Suicide Prevention Policies Required

Transgender Inclusion in Sports

Protection from Conversion Therapy

Laws to Address LGBTQ Youth Homelessness

LGBTQ Inclusive Sex Education Laws

LGBTQ Inclusive Juvenile Justice Policies

Inequality in Age of Consent for Same-Sex Couples

School Laws that Criminalize Youth

Anti-Bullying Laws that Prohibit Enumeration

Laws that Restrict Inclusion of LGBTQ Topics in Schools

#### **ANNUAL PROGRESS**



 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

 $\square$ 

#### SCORECARD | STATE

LGBTQ Non-Discrimination Protections in ACA Exchanges	
Transgender Healthcare Coverage	
<ul> <li>Ban on Insurance Exclusions for Trans Healthcare</li> </ul>	
<ul> <li>Transgender Healthcare Inclusion in State Medicaid</li> </ul>	
<ul> <li>Trans Inclusive Health Benefits for State Employees</li> </ul>	
Name and Gender Marker Updates on Identification Documents	
Driver's Licenses	П
Birth Certificates	
Health Data Collection	
BRFSS	
YRBSS	
All-Gender Single Occupancy Facilities	
Laws Prohibiting Transgender People from Receiving Appropriate ID	
Transgender Exclusions in State Medicaid Coverage	

# SCORECARD CHANGES FOR THE **2020 SEI**

## The legal landscape for LGBTQ equality has shifted rapidly in the past several years.

States have continued to push for LGBTQ equality beyond relationship recognition after the ruling in Obergefell v. Hodges made marriage equality the law of the land. Many are increasingly focused on passing non-discrimination laws, protecting LGBTQ youth, and expanding healthcare access for transgender people. This publication will continue to evaluate the changing landscape of law and provide the fullest picture of LGBTQ equality in the states.

The rise in religious refusal bills that have become law calls for greater attention from LGBTQ advocates. The SEI will continue to recognize various laws that fall in this category. Future editions may include more nuance if particular types of laws gain traction.

We will consider other changes to the SEI scorecard based on developments in state law over the next few years. As a general matter, we will not include an item in the SEI scorecard unless at least one state has passed a law or policy that qualifies under criteria for an item. Potential new criteria for future editions may include:

# POSITIVE

- LGBTQ cultural competency training requirements for various types of professionals (doctors, mental health professionals, educators, etc.)
- Proper gender and name requirements on death certificates for transgender people
- Mandatory LGBTQ-inclusive training for law enforcement
- LGBTQ-inclusive paid leave laws
- Gender marker updates for identification documents that include a non-binary, 'X', or similar option

# NEGATIVE

- Laws that restrict access to supportive student groups in public schools
- Laws that allow government officials or businesses to refuse to recognize legal marriages

# ACKNOWLEDGMENTS

# THE SEI TEAM

**Sarah Warbelow** is the legal director at the Human Rights Campaign, leading HRC's team of lawyers and fellows focused on federal, state, and municipal policy. She also coordinates HRC's advocacy efforts as amicus curiae ("friend of the court") in litigation affecting the lesbian, gay, bisexual, transgender and queer community. She received her bachelors' degrees in social relations and women's studies from Michigan State University and her master's of public policy and law degree from the University of Michigan. Warbelow is admitted to the bar of Michigan.

# CONTRIBUTING PARTNERS

The SEI would not be complete without the time, talent, and commitment of the many folks mentioned below.

Thank you to our colleague Cathryn Oakley, who serves as HRC's state legislative director and senior counsel, for lending her expertise, guidance and good cheer. A significant portion of the research for the SEI was

conducted by HRC's 2019 McCleary law fellows. We thank them for their research and willingness to lend a hand when needed.

Every year, our press team delivers the story of state equality to the masses. Our colleagues Elliott Kozuch and Liz Halloran once again lent their talent to capture

# THE EQUALITY FEDERATION INSTITUTE

It's been our great pleasure to work in partnership with the Equality Federation Institute on this report. Members of the Equality Federation strive each day to achieve the equality measures that this report indexes, bringing state policy and advocacy expertise, grassroots organizing, and local experience to the fight for LGBTQ equality. The State Index Equality, and indeed, the tremendous gains in LGBTQ equality at the state level, would not be possible without their effort and relentless commitment. We particularly want to thank One Colorado, Freedom Oklahoma, Equality Texas, Trangender Education

**Courtnay Avant** serves as legislative counsel at the Human Rights Campaign, focusing on federal and state advocacy. She handles a range of issues, including those related to criminal justice, voting rights, and LGBTQ youth. Courtnay received her bachelor's degree from Virginia Polytechnic Institute and law degree from the George Mason University School of Law. Courtnay is admitted to the D.C. Bar.

**Colin Kutney** is the senior manager of HRC's state and municipal programs and manages the State Equality Index (SEI) from start to finish. Colin's optimism and dedication to equality drives the SEI forward year after year. He coordinates the research, design, outreach, composition, and launch of the report. He is a graduate of the University at Albany in Albany, NY.

the state of LGBTQ equality in 2019. We appreciate their thoughtfulness and story-telling.

We'd also like to thank Bob Villaflor for his consultation with this year's design. The SEI's stunning design was imagined by the brilliant team at General Design Company. Soung Wiser, Lillian Ling, Lissy Essmann and Melanie Harker lent their talents with creativity and patience to make this visual wonder.

The HRC digital team, particularly Carolyn Simon and Curtis Clinch ensured that this report, plus all state scorecards, are available on the web at hrc.org/sei.

Network of Texas (TENT), and Equality Maine for their contributions to this report.

Please see the next page for the logos of groups who provided feedback to make the SEI a success.

We look forward to working with you again for the 2020 SEI!

For questions or additional information, please contact sei@hrc.org or visit www.hrc.org/sei.

The State Equality Index would not have been possible without the valuable contributions made by state advocates. A particular thanks therefore goes out to the following:











EQUALITY NEW MEXICO

















we are working toward a country that can someday deliver on its fundamental promise of equality for all.



# Together, and with your help,



#### CONTACT US

1640 Rhode Island Ave. N.W. Washington, DC 20036-3278

**TOLL FREE:** (800) 777-4723 **FAX:** (202) 347-5323

**FRONT DESK:** (202) 628-4160 **TTY:** (202) 216-1572