

By: Representative McLean

To: Rules

HOUSE CONCURRENT RESOLUTION NO. 33

1 A CONCURRENT RESOLUTION REAFFIRMING BIOLOGICAL DIFFERENCES  
2 BETWEEN WOMEN AND MEN AND THE LEGAL PROTECTIONS AFFORDED TO WOMEN  
3 UNDER STATE LAW.

4 WHEREAS, males and females possess unique and immutable  
5 biological differences that manifest prior to birth and increase  
6 as they age and experience puberty; and

7 WHEREAS, biological differences between the sexes mean that  
8 only females may get pregnant, give birth, and breastfeed  
9 children; and

10 WHEREAS, biological differences between the sexes mean that  
11 males are, on average, larger in size and possess greater body  
12 strength than females; and

13 WHEREAS, biological differences between the sexes can expose  
14 females to more harm than males from specific forms of violence,  
15 including sexual violence; and

16 WHEREAS, women have achieved inspirational and significant  
17 accomplishments in education, athletics, and employment; and



18 WHEREAS, recent misguided court rulings related to the  
19 definition of "sex" have led to endangerment of spaces and  
20 resources dedicated to women, thereby necessitating clarification  
21 of certain terms; and

22 WHEREAS, we re-affirm that a person's sex means his or her  
23 biological sex at birth as male or female; and

24 WHEREAS, we re-affirm that the terms "woman" and "girl" refer  
25 to human females; and

26 WHEREAS, we reaffirm that the terms "man" and "boy" refer to  
27 human males; and

28 WHEREAS, we reaffirm that the term "mother" means a parent of  
29 the female sex and the term "father" is defined as a parent of the  
30 male sex; and

31 WHEREAS, there are important reasons to distinguish between  
32 the sexes with respect to athletics, prisons, domestic violence  
33 shelters, restrooms, and other areas, particularly where biology,  
34 safety, and privacy are implicated; and

35 WHEREAS, we recognize that policies and laws that distinguish  
36 between the sexes are subject to intermediate constitutional  
37 scrutiny and permitted when they serve an important governmental  
38 objective and are substantially related to achieving that  
39 objective; and

40 WHEREAS, for purposes of complying with federal laws that  
41 require state and local government agencies to collect or report  
42 data disaggregated by sex, such as federal antidiscrimination



43 laws, agencies should base such data on the biological sex of  
44 individuals at birth as provided by law and this resolution:

45       NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF  
46 REPRESENTATIVES OF THE STATE OF MISSISSIPPI, THE SENATE CONCURRING  
47 THEREIN, That we do hereby reaffirm the biological differences  
48 between women and men and legal protections afforded to women  
49 under Mississippi state law.

50       BE IT FURTHER RESOLVED, That copies of this resolution be  
51 furnished to the members of the Capitol Press Corps.

