



The Public Comment Period

What is it?

A public comment is a response authored by members of the public on proposed regulations. These responses must be individualized and provide specific reasons or personal anecdotes that have the intent to influence federal agency rulemaking.

Why is it happening now?

On April 6, 2023, the Biden Administration lawlessly introduced its Notice of Proposed Rulemaking (NPRM) on Title IX which would expand the meaning of sex discrimination and force schools to allow students of the opposite biological sex to play on athletic teams consistent with their espoused gender identity. The full text of the proposed regulation may be accessed [here](#).

Why should I care?

The public comment period is a crucial and urgent opportunity for parents, educators, administrators, coaches, and other concerned citizens to make their voice heard and take meaningful action on policy that will directly impact the privacy, safety, and welfare of students, teachers, patriot citizens, people of faith, community leaders, and many more.

How long is the public comment period?

It typically ranges from 30-60 days. The last time the Department of Education hosted a public comment period, it was 60 days. However, for this proposed regulation, there are only 30 days reserved for the public to comment on this matter.

What do I need to do?

Because the public comment period is much shorter this time around, **it is critical that as many people as possible submit their comments to the Federal Register within the 30 day period.** Under federal law, the U.S. Department of Education is mandated to evaluate and react to the comments they receive. Therefore, the more comments that are submitted, the more likely the agency may be to reevaluate or delay the NPRM.

What should I write about?

- The individualization of your response is critical to the public comment period. Do not submit a “generic” response, as these are more likely to be dismissed by the Department. Instead, from your own unique perspective, consider writing about how the proposed regulation would threaten the role of parental rights, causes lifelong trauma to children, compromise religious and civil liberties including 1st amendment rights, hamper the sense of students’ security and privacy, create job insecurity and violated sense of conscious amongst people of faith, and increase the possibility of pulling your children out of school or quitting a school job should the policy be implemented.

What are the next steps?

-Visit the Public Comments website, available [here](#).

-Provide the name of the proposed rule and the “regulation identifier number” (RIN). The name of the proposed rule is “Nondiscrimination on the Basis of Sex in Education Programs or Activities Receiving Federal Financial Assistance: Sex-Related Eligibility Criteria for Male and Female Athletic Teams.” The RIN is **RIN 1870-AA19**.

-On the Federal Register Web Page, click the Green “Submit a Formal Comment” button.

-Be sure to put the **Docket ID ED-2022-OCR-0143** at the top of your comment.

-Prewritten comments can be **uploaded** in Microsoft Word or “print to PDF” format by clicking the Green “+ Add a File” button.