



JANUARY 2025

# An Update on Title IX

## OVERVIEW

On January 9, 2025, a federal judge ruled the Biden Administration's Title IX rule was unlawful, citing its inclusion of protections for trans and gender-nonconforming students violated the original intent of Title IX, and vacated the entire rule nationwide. This ruling was the outcome of one case in a series of lawsuits in recent months challenging the new rule. Although the other lawsuits have not been decided yet, as a result of these ongoing lawsuits, enforcement of the rule is already on hold in 26 states and at hundreds of colleges and universities.

## WHAT DOES THIS MEAN?

Vacating the entire rule means the entire Biden Administration's Title IX rule – including its provisions related to sexual harassment and violence – can no longer be enforced by any college and university in the United States. Institutions will be forced to revert back to the 2020 Title IX rule issued by the first Trump Administration.

Institutions will not necessarily have to rewrite all of their Title IX policies and procedures as a result of this decision. They will be able to retain aspects of their gender-based harassment and discrimination policies that do not conflict with the 2020 regulations. Additionally, many schools have continued to operate under Title IX policies that reflect the 2020 rule because of the lawsuits that blocked enforcement of the Biden's Administration's rule at their institutions.

## WHAT COMES NEXT?

While possible, with the administration change, it is unlikely that the Department of Justice, the agency that would be responsible for defending the Biden Administration's rule, will take action to fight back against the January 9th ruling. States or individuals may also file lawsuits to fight the decision; however, the 2024 rule will remain unenforceable in the interim.

The judges in the other pending lawsuits will also impact how Title IX is enforced. Their decisions could reinforce or challenge all or parts of the January 9th ruling. It's On Us will continue to monitor these lawsuits and provide updates as more information becomes available.

It's On Us will continue to develop additional resources for students to support them through this challenging time.

## QUESTIONS OR CONCERNS?

If you have any questions or concerns about the status of Title IX nationwide or at your institution, please contact It's On Us at [contact@itsonus.org](mailto:contact@itsonus.org) and a member of our team will get back to you as soon as we can.